



Office of Appeals
 U.S. Department of Housing and Urban Development
 Washington, D.C. 20410-0001

In the Matter of:

Shane Hilger,

Petitioner

HUDOA No. 10-H-CH-AWG56
 Claim No. 780690696

Shane Hilger
 P.O. Box 1595
 Quinlan, TX 75474

Pro se

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 Urban Development
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For the Secretary

RULING AND ORDER OF DISMISSAL

Petitioner filed a timely request to present evidence that an alleged past-due, legally enforceable debt of Petitioner to the U.S. Department of Housing and Urban Development (“HUD”) should not be collected by the Secretary by means of administrative wage garnishment. Pursuant to 24 C.F.R. §§ 17.170, 20.4(b), and 31 C.F.R. § 285.11(f), the administrative judges of the HUD Office of Appeals are authorized to determine whether certain debts exist and are legally enforceable and whether they can be collected by means of administrative wage garnishment. As a result of Petitioner’s request, referral of the debt to the U.S. Department of the Treasury was temporarily stayed by this Office on February 24, 2010. (Notice of Docketing, Order, and Stay of Referral.)

On March 8, 2010, the Secretary filed a Motion to Dismiss (“Motion”) in which the Secretary stated that “the Secretary’s counsel was notified that Petitioner and the Secretary had entered into an agreement to reduce the amount that is currently being garnished from Petitioner’s wages to \$100.00 per pay period.” (Motion to Dismiss, Ex. #1, Declaration of Brian Dillon, Director of Asset Recovery Division, Financial Operations Center of HUD, ¶¶ 8-9.) It should also be noted that “the Secretary will

advise the Department of Treasury to modify its existing wage garnishment order on Petitioner Shane Hilger to reflect a wage garnishment of \$100.00 per pay period.”
(Motion, Ex. #1, ¶ 11.)

Upon due consideration, the Secretary’s motion is **GRANTED**. It is hereby

ORDERED that the Secretary is authorized to seek collection of this outstanding obligation by means of administrative wage garnishment in the amount of \$100 per pay period.

The Order imposing the stay of referral of this matter to the U.S. Department of the Treasury for administrative wage garnishment is **VACATED**.

This matter is **DISMISSED** without prejudice.



Vanessa L. Hall
Administrative Judge

March 10, 2010