



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

In the Matter of:

Romana Perry Johnson,
Petitioner

HUDOA No. 10-M-NY-AWG57
Claim No. 5528282 LL 99244

RULING AND ORDER UPON RECONSIDERATION

On May 3, 2010, Petitioner filed a letter with this Office, which this Office deems to be a Motion for Reconsideration of the Decision and Order in *Romana Perry Johnson*, HUDOA No. 10-M-NY-AWG57 (April 21, 2010). That Decision and Order found that the debt in this case was past-due and enforceable in the amount claimed by the Secretary. Petitioner's Motion objects to the Decision and Order, and claims,

“the new repayment schedule of 7% of disposable pay will still bring hardship with me.... However I am (asking) that this agreement not show as a wage garnishment on my pay stub and on my credit report. I will sign what ever you need me to for it to become a debit out of my check...”

Reconsideration of a prior decision is within the discretion of the administrative judge and will not be granted “in absence of compelling reasons, e.g., newly discovered evidence or clear error of fact of law”. *Louisiana Housing Finance Agency*, HUDBCA No. 02-D-CH-CC006 at 1, (March 1, 2004). Here, Petitioner does not submit any documentary evidence that merits a reconsideration of this case. Instead, Petitioner merely requests that the wage garnishment of Petitioner's disposable pay not be labeled as such on her pay stub and credit report.

This Office's authority in these cases permits only a determination of whether the debt in this case is enforceable and past-due, and in what amount. *Edgar Joyner, Sr.*, HUDBCA No. 04-A-CH-EE052 (June 15, 2005). While Petitioner may wish to negotiate repayment terms with the Department, this Office is not authorized to extend, recommend, or accept any payment plan or settlement offer on behalf of the Department. Petitioner may wish to discuss this matter with Julia M. Murray, counsel for the Secretary, or Lester J. West, Director, HUD Albany Financial Operations Center, 52 Corporate Circle, Albany, NY 12203-5121. His telephone number is 1-800-669-5152, extension 4206.

For the foregoing reasons, Petitioner's Motion for Reconsideration is DENIED. It is hereby

ORDERED that the administrative wage garnishment order authorized by the Decision and Order, In re: *Romana Perry Johnson*, HUDOA No. 10-M-NY-AWG57, dated April 21, 2010 shall not be modified and shall remain in full force and effect.



H. Alexander Manuel
Administrative Judge

June 30, 2010