



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

In the Matter of:

**Joan Trejo,**

Petitioner

HUDOA No. 11-H-CH-AWG101  
 Claim No. 7806987310B

Joan Trejo  
 12840 Indian Meridian  
 Wayne, OK 73095

*Pro se*

Kim Yow Harris, Esq.  
 US Department of Housing and  
 Urban Development  
 Office of Assistant General Counsel  
 for Midwest Field Offices  
 77 West Jackson Boulevard  
 Chicago, IL 60604

For the Secretary

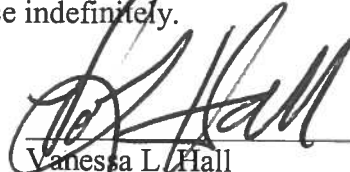
**RULING ON SECRETARY'S MOTION TO DISMISS**

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 June 2, 2011. (Notice of Docketing, Order, and Stay of Referral, dated June 2, 2011.)

On August 10, 2011, a Motion to Dismiss was filed by the Secretary in which the Secretary stated that "the parties have entered into a voluntary payment agreement." The Secretary further stated that he "RETAINS THE RIGHT TO SEEK GARNISHMENT OF PETITIONER'S WAGES IN THE FUTURE IF PETITIONER'S DEBT TO THE DEPARTMENT REMAINS OUTSTANDING." (emphasis in original.)

Upon due consideration, the Secretary's motion is **GRANTED**. It is hereby  
**ORDERED** that this matter is **DISMISSED** without prejudice.

The Stay of Referral of this matter to the U.S. Department of the Treasury issued  
by this Office on June 2, 2011 shall remain in place indefinitely.

  
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Vanessa L. Hall  
Administrative Judge

August 18, 2011