

UNITED STATES OF AMERICA
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
OFFICE OF HEARINGS AND APPEALS

In the Matter of:

Brian Blake,

Petitioner,

17-AM-081-AG-060

721010048

July 12, 2022

RULING AND ORDER OF DISMISSAL

On or about September 1, 2021, the Secretary filed the *Secretary's Statement in Response to Petitioner's Claim of Invalid Wage Garnishment and Motion to Dismiss* ("Sec'y Resp."). The Secretary seeks dismissal of this appeal on the grounds that "[t]he Secretary has determined that HUD received a payment in the amount of \$2,565.97 on March 17, 2021 by means of the Treasury Offset Program, which has paid HUD's claim in full." *Id.*, ¶ 5. Upon consideration of the *Sec'y Resp.*, and without objection, the motion to dismiss set forth in the *Sec'y Resp.* is GRANTED. It is

ORDERED that Petitioner's appeal is hereby **DISMISSED**, *with prejudice*. The *Stay of Referral* of this matter to the U.S. Department of the Treasury entered on March 12, 2019, is hereby **VACATED**.

SO ORDERED,



H. ALEXANDER MANUEL
Administrative Judge

APPEAL NOTICE: You have the right to move for reconsideration of this case before the HUD Office of Hearings and Appeals within 20 days of the date of this ruling or decision; or, thereafter, to reopen this case. Ordinarily, such motions will not be granted unless you can demonstrate that you have new evidence to present that could not have been previously presented. You may also appeal this decision to the appropriate United States District Court. For wage garnishments cases, See 24 C.F.R. § 17.81, 31 C.F.R. § 285.119f), and 5 U.S.C. 701, *et seq.* For administrative offset cases, See 24 C.F.R. § 17.73(a), and 5 U.S.C. § 701, *et seq.*