

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

In the Matter of:

Gregory McGirt,

Petitioner,

20-AM-0309-AG-191

721014609

December 16, 2020

RULING AND ORDER OF DISMISSAL

On October 8, 2020, Petitioner was ordered to file documentary evidence, on or before November 24, 2020, in support of Petitioner's position in this case. *Notice of Docketing, Order, and Stay of Referral*, dated October 8, 2020. The Government states that although Petitioner checked the box in the *Request for Hearing* indicating that Petitioner contests the debt in this case, Petitioner has not filed any documentation in support of the appeal. *Secretary's Statement*, ¶ 12. The Court agrees, and finds that Petitioner has failed to comply with the October 8, 2020 *Order*. Upon consideration, it is

ORDERED that Petitioner's appeal is hereby **DISMISSED**, *sua sponte*, and *without prejudice*. It is

FURTHER ORDERED that the *Stay of Referral* of this matter to the U.S. Department of the Treasury, previously entered in this case on or about October 8, 2020, 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.*