

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

In the Matter of:

Wendy M. Owens

Petitioner,

21-AM-0080-AG-044

5532012

April 28, 2023

RULING AND ORDER OF DISMISSAL

On or about November 29, 2022, Petitioner was ordered to show cause, on or before January 5, 2023, why her appeal should not be dismissed for failure to prove that Petitioner is not indebted to the Department in the amounts claimed by the Secretary. Petitioner was warned that: **“Failure to comply with this Order to Show Cause will result in dismissal of this Appeal, or such other sanctions as the Administrative Judge deems necessary and proper in accordance with 24 C.F.R. §26.4.”** *Order to Show Cause Why This Appeal Should Not Be Dismissed*, dated November 29, 2022 (emphasis in original). Petitioner failed to comply with that *Order*. Accordingly, Petitioner’s Appeal and *Request for Hearing* in this case are DISMISSED, *sua sponte*, and *without prejudice*. The Court finds that the Secretary is entitled to collect the debt at issue in this case in the amounts claimed by the Secretary. It is

ORDERED that the *Stay of Referral* of this matter to the U.S. Department of the Treasury that was previously entered in this case 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.*