

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

In the Matter of:

**Lynn Warner**

Petitioner,

22-AM-0116-AG-080

721009516

May 25, 2022

**RULING AND ORDER OF DISMISSAL**

On or about April 1, 2022, the Secretary filed *the Secretary's Motion to Dismiss* in this case on the grounds that the Secretary has determined that imposition of an administrative wage garnishment against Petitioner at this time would not meet the requirements of 31 CFR §285.11(j). The Secretary reserves the right to reinstitute these proceedings at a future date. Upon consideration of the *Secretary's Motion to Dismiss*, the Secretary's motion is GRANTED. Therefore, it is

**ORDERED** that Petitioner's appeal is hereby **DISMISSED**, *without prejudice*. The Stay of Referral to the U.S. Department of the Treasury entered on March 2, 2022, is hereby VACATED.

**SO ORDERED,**



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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.*