

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

In the Matter of:

SANDRA RODRIGUEZ,

Petitioner,

23-AM-0028-AG-018

Claim No. 721003999

January 10, 2023

RULING AND ORDER OF DISMISSAL

On or about January 4, 2023, the Secretary filed the *Secretary's Motion to Dismiss*, stating that the Secretary is unable to confirm Petitioner's employment status at this time. The Secretary, therefore, seeks to forego administrative wage garnishment action at this time, but reserves the right to reinstitute this action at a later time. Accordingly, the *Secretary's Motion to Dismiss* is GRANTED. *Id.* It is

ORDERED that Petitioner's appeal is hereby **DISMISSED**, *without prejudice*. The Stay of Referral of this matter to the U.S. Department of the Treasury, entered on December 20, 2022, for collection of the alleged debt 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.*