

UNITED STATES OF AMERICA  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of:

JENNIE BATTLES,

Respondent.

HUDALJ 98-9008-DB(LDP)

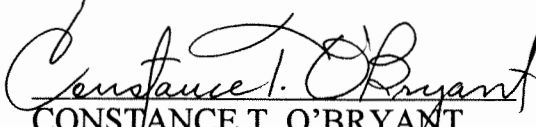
**DEFAULT ORDER**

On January 29, 1999, the Government filed a "Motion for Default" requesting an entry of default in this proceeding. The Motion is appropriate. Even after being granted additional time by the undersigned to respond to the Government's Complaint, Respondent has failed to file a timely response to the Complaint as required by this Court's "Revised Notice of Hearing and Order" dated January 12, 1999. Further, she has failed to provide any reason for not having done so.

Accordingly, the Motion is **GRANTED**. I find that Respondent has waived her right to a hearing upon the allegations in the Complaint. The finding of default shall constitute an admission of all facts alleged in the Government's Complaint. (See 24 CFR §26.39).

As a result of this default order, the terms of the Limited Denial of Participation ("LDP") remain in effect until August 27, 1999 (i.e. for 12 months from August 27, 1998, the date of first notice). During the period of the LDP, Respondent is prohibited from participating, directly or indirectly, in any transaction or program involving HUD's Native American Programs throughout the jurisdiction of the Southern Plains Office of Native American Programs Office, which includes the entire State of Oklahoma, Kansas, Louisiana and Texas.

So **ORDERED**.

  
CONSTANCE T. O'BRYANT  
Administrative Law Judge

Dated: February 09, 1999