

UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

In re:) AWG Docket No. 11-0049
)
Cheryl Drake,)
)
Petitioner)

Dismissal of Petition for Oral Hearing

This matter is before me upon the request of the Petitioner, Cheryl Drake, for a hearing in response to efforts of the United States Department of Agriculture – Rural Development (RD) to institute a federal administrative wage garnishment against her. On December 22, 2010, I issued a Pre-hearing Order requiring the parties to exchange information concerning the amount of the debt.

Prior to the scheduled time for the Oral hearing, the parties entered into an Agreement to settle the dispute.

On January 19, 2010, Petitioner filed a Motion for an “Order Dismissing AWG Case.” Hearing no objection from RD, the Motion is granted.

Conclusions of Law

1. All procedural requirements for administrative wage garnishment set forth in 31 C.F.R. ¶ 285.11 have been met.
2. RD has entered into an agreement with Petitioner regarding the above obligations whereby this Petition for hearing is withdrawn.

Order

1. The Petitioner's Request for Hearing is withdrawn.
2. Copies of this Decision and Order shall be served upon the parties by the Hearing Clerk's office.

JAMES P. HURT
Hearing Official
January 28, 2011