

UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

AWG Docket No. 10-0323

In re: Alex Kikta,

Petitioner

ORDER

It appearing that the Petitioner Alex Kikta, by and through his attorney, Tula Michelle Haff has entered into a settlement agreement with USDA, Rural Development which is memorialized by a letter to Tula Michelle Haff, dated August 10, 2010 (attached) from RD's representative. The August 10, 2010 letter resolves all issues between the parties. There is no reservation of jurisdiction in this matter and this action is **DISMISSED**.

Copies of this Order will be served upon the parties by the Hearing Clerk.

Done at Washington, D.C.
August 23, 2010

JAMES HURT
Hearing Officer

Copies to: Tula Michelle Haff
Ester McQuaid
Dale Theurer

Hearing Clerk's Office
U.S. Department of Agriculture
1400 Independence Avenue SW
Room 1031, South Building
Washington, D.C. 20250-9203
202-720-4443
Fax: 202-720-9776



USDA
OALJ/OHC

United States Department of Agriculture
Rural Development

2010 AUG 10 AM 11: 29

August 10, 2010
RECEIVED

Tula Michele Haff
Attorney and Counselor at Law
3399 Cypress Garden Road, Suite C
Winter Haven, FL 33884-2453

RE: Alex Kikta
AWG Docket No.10-0323
Offer To Settle

Dear Ms. Haff,

USDA, Rural Development agrees with Mr. Kikta's compromise offer of \$10,000.00. Once the compromised amount has been paid, the remaining balance will be cancelled and an IRS Form 1099-C, Cancellation of Debt will be issued.

We understand and agree with the proposed wage garnishment amount of \$50.00 per week. While garnishment is taking place, if there are any other government payments (such as tax refunds) to Mr. Kikta, these will be subject to offset and subsequently applied to the debt, which will result in a quicker payoff of the compromised amount.

It should also be noted that if payments discontinue, prior to repayment of the full \$10,000, this agreement will become void and the entire remaining debt amount will be due.

We will notify the USDA, Office of the Administrative Law Judge of this agreement so that it can be documented in the hearing conclusion and final order. This information will be forwarded to the US Department of Treasury to finalize and monitor payment activity.

If you have any questions, please contact me at 314-457-4315.

Sincerely,

Esther McQuaid

Cc: Jeanmarie Fox Clifton
Stewart Walden
USDA, OALJ Hearing Clerk

4300 Goodfellow Blvd., St. Louis, Missouri 63120-0011
Web: <http://www.rurdev.usda.gov>

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"USDA is an equal opportunity provider, employer and lender."
To file a complaint of discrimination write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W.,
Washington, DC 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD).