

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)	
)	AWG Docket No. 11-0060
Kwanzza Jenkins)	
)	
Petitioner)	Decision and Order

1. Kwanzza Jenkins, also known as Kwanzza D. Jenkins, the Petitioner (“Petitioner Jenkins”), represents herself (appears *pro se*). Rural Development, an agency of the United States Department of Agriculture (USDA), is the Respondent (“USDA Rural Development”) and is represented by Esther McQuaid.

2. This case was scheduled for a hearing by telephone, to be conducted on February 17, 2011. Based on USDA Rural Development’s Motion to Dismiss filed January 24, 2011, the hearing will no longer be necessary. Consequently, the hearing is CANCELED, and the parties are no longer required to file documents (as had been required by my Order issued January 11, 2011).

3. The address for USDA Rural Development for this case is

Esther McQuaid
USDA / Rural Development
FC-351
PO Box 200011
St Louis MO 63120

esther.mcquaid@stl.usda.gov 314.457.4315 phone

Findings, Analysis and Conclusions

4. The Secretary of Agriculture has jurisdiction over the parties, Petitioner Jenkins and USDA Rural Development; and over the subject matter, which is administrative wage garnishment.

5. USDA Rural Development's Motion to Dismiss includes the following:

After a thorough review of the documents available, the Government does not feel that there is sufficient evidence to support the pursuit of the debt. The debt has been recalled from Treasury and no further attempt at collections will be made by Treasury or Rural Development in this matter.

6. No garnishment is authorized; no repayment of the debt through *offset* of Petitioner Jenkins's income tax refunds or other Federal monies payable to the order of Ms. Jenkins is authorized; no form of further debt collection from Petitioner Jenkins in this matter is authorized.

Order

7. No further debt collection from Petitioner Jenkins in this matter is authorized.

Copies of this Decision shall be served by the Hearing Clerk upon each of the parties, together with copies of the **Motion to Dismiss** filed January 24, 2011.

Done at Washington, D.C.
this 26th day of January 2011

s/ Jill S. Clifton

Jill S. Clifton
Administrative Law Judge

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