

UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

In re:) AWG Docket No. 11-0309
)
Karen Glover,)
)
Petitioner)

Dismissal of Petition for Oral Hearing

This matter is before me upon the request of the Petitioner, Karen Glover, for a hearing in response to efforts of Respondent to institute a federal administrative wage garnishment against her.

On October 11, 2011, Rural Development (RD) filed a request to close the case and further explained that Petitioner has already filed a Request for hearing (See Case number 10-0216 filed on April 8, 2010). In that prior case, an order was issued on August 3, 2010 by Administrative Law Judge Victor W. Palmer finding that a debt was due but suspending wage garnishment for a period of six months.

I will DISMISS her current petition as *res judicata* (already decided) pursuant to the rules at 31 CFR §285.11(f)(12) *Final Agency Action*.

Conclusions of Law

1. Petitioner, Karen Glover, is indebted to USDA's Rural Development program.
2. In addition, Karen Glover is indebted for potential fees to the US Treasury.
3. All procedural requirements for administrative wage garnishment set forth in 31 C.F.R. ¶ 285.11 have been met.

4. Petitioner is under a duty to inform USDA's Rural Development of her current address, employment circumstances, and living expenses.

5. RD may administratively garnish Petitioner's wages at this time.

Order

1. The Administrative Wage Garnishment may proceed against this debtor pursuant to 31 C.F.R. §285.11(i) and (j).

2. Copies of this Decision and Order shall be served upon the parties by the Hearing Clerk's office.

JAMES P. HURT

Hearing Official

October 11, 2011