

UNITED STATES DEPARTMENT OF AGRICULTURE  
BEFORE THE SECRETARY OF AGRICULTURE

Docket No. 10-0444

In re: Tracie Helms,

Petitioner

**Order of Dismissal**

This matter is before the Administrative Law Judge upon the request of Petitioner for a hearing to address the existence or amount of a debt alleged to be due, and if established, the terms of any repayment prior to imposition of an administrative wage garnishment. On November 24, 2010, a Prehearing Order was entered to facilitate a meaningful conference with the parties as to how the case would be resolved, to direct the exchange of information and documentation concerning the existence of the debt, and setting the matter for a telephonic hearing on January 11, 2011.

Prior to the issuance of the above order, the Respondent had filed a Narrative, together with supporting documentation on November 8, 2010. Nothing has been received from the Petitioner and the contact information required by the Order was not provided; however, there is sufficient information available to make a decision without the necessity of a hearing as the Narrative filed by the Respondent indicates that as a substantial amount has been paid on the debt, the Agency is willing to cancel the balance of the indebtedness.

Accordingly, being sufficiently advised, it is **ORDERED** that the administrative garnishment proceedings be **TERMINATED** and the debt recalled from Treasury and cancelled. Any amounts collected prior to entry of this Order shall be retained.

Copies of this Order shall be served upon the parties by the Hearing Clerk's Office.

January 11, 2011

---

Peter M. Davenport  
Chief Administrative Law Judge

Copies to: Tracie Helms  
Mary Kimball  
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