

**BEFORE THE ALASKA OFFICE OF ADMINISTRATIVE HEARINGS
ON REFERRAL BY THE COMMISSIONER OF REVENUE**

In the Matter of:)	
)	OAH No. 14-0528-CSS
L E)	CSSD No. 001096287
_____)	

ORDER OF DISMISSAL UPON WITHDRAWAL OF APPEAL

Custodial parent J D. L appealed a Modified Administrative Child Support and Medical Support Order that CSSD issued in Mr. E’s case on February 24, 2014. The order left in place Mr. E’s child support amount of \$289 per month.

The hearing was calendared for April 24, 2014. Ms. L requested and received two rather lengthy continuances, one because she was out of state, and the second because of a family emergency. The second continuance stated there would be no further extensions of time. The hearing was held on July 1, 2014. Ms. L did not want to testify on the record. Instead, she requested a private meeting with the administrative law judge, which was denied. She also requested that the administrative law judge view a video in private that Ms. L wanted to submit. This request was also denied. Finally, Ms. L indicated she would present her evidence to CSSD and thereafter decide whether to go forward with her appeal. As of this date, nothing has been received from Ms. L or CSSD.

According to OAH regulation 2 AAC 64.230(a), “[a]t any time before the issuance of a proposed decision, a party who requested an administrative hearing may, without the consent of the other parties, voluntarily dismiss the case. . . .” Ms. L’s failure to go forward with this appeal is deemed a voluntary withdrawal, and it should be dismissed.

THEREFORE IT IS ORDERED:

- Ms. L’s appeal is DISMISSED;
- The Modified Administrative Child Support and Medical Support Order dated February 24, 2014 stands as issued and remains in full force and effect.

DATED this 5th day of August, 2014.

Signed

Kay L. Howard
Administrative Law Judge

Adoption

This Order is issued under the authority of AS 43.05.010 and AS 44.17.010. The undersigned, on behalf of the Commissioner of Revenue and in accordance with AS 44.64.060, adopts this Decision and Order as the final administrative determination in this matter.

Under AS 25.27.062 and AS 25.27.250, the obligor's income and property are subject to withholding. Without further notice, a withholding order may be served on any person, political subdivision, department of the State, or other entity.

Judicial review of this decision may be obtained by filing an appeal in the Alaska Superior Court in accordance with AS 25.27.210 and Alaska Rule of Appellate Procedure 602(a)(2) within 30 days after the date of this decision.

DATED this 22nd day of August, 2014.

By: Signed
Signature
Kay L. Howard
Name
Administrative Law Judge
Title

[This document has been modified to conform to the technical standards for publication.]