



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE OF HEARINGS AND APPEALS

In the Matter of

Docket No. 18-45-WA

C,

Waiver Proceedings
Debt ID Q1841545050

Respondent.

DISMISSAL OF WAIVER REQUEST

The Office of Hearings and Appeals (OHA) received a request for a waiver of a debt from Respondent, a U.S. Department of Education (Department) employee, in the above-captioned proceedings. On July 30, 2018, the matter was assigned to me as waiver official. Respondent's waiver request comes in response to the notice of a debt resulting from an overpayment of salary to Respondent in the total amount of **\$589.53**.

Respondent has indicated that this overpayment resulted from a failure to timely change her health insurance to add her newborn daughter after the baby was born. Specifically, Respondent has indicated that the debt accrued during three pay periods in 2018.

The regulation governing the salary overpayment waiver process at the Department is 34 C.F.R. Part 32, which specifically states that the process does not apply to a situation involving "[a]n employee[']s . . . change of coverage under a Federal benefits program which requires periodic deductions from pay if the amount to be recovered was accumulated over four pay periods or less." 34 C.F.R. § 32.1(b)(5), 34 C.F.R. § 32.4(b). Because the waiver process is not applicable to Respondent's overpayment, a waiver cannot be granted, and this matter is **DISMISSED WITH PREJUDICE**.¹

So ordered this 31st day of July, 2018.

Daniel J. McGinn-Shapiro
Waiver Official

¹ This dismissal has no authority to address any repayment schedule requests the Respondent may wish to submit.