UNITED STATES OF AMERICA
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

UNITED STATES DEPARMENT OF HOUSING AND URBAN DEVELOPMENT, Petitioner, v. RAYMOND CUCCIA, Respondent.	)	Docket No. Date 12/19/12 AP

CONSENT JUDGMENT

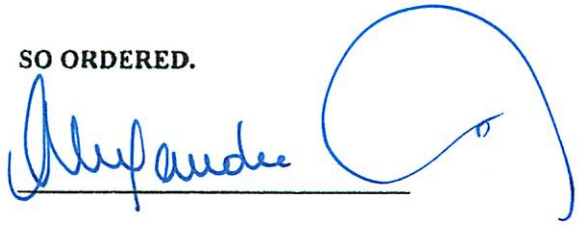
By motion dated 12/12/12, the U.S. Department of Housing and Urban Development seeks the entry of a monetary judgment in the amount of $20,000. For the reasons stated below, HUD's motion is **GRANTED.**

On or about August 22, 2011, HUD filed a complaint against Raymond Cuccia with HUD's Office of Administrative Law Judges. The complaint alleged that Cuccia was liable to HUD for violating the Program Fraud Civil Remedies Act of 1986 ("PFCRA"), 31 U.S.C. §§ 3801-3812. The complaint sought $71,820 in civil penalties and assessments from Cuccia in connection with an alleged false claim made by Cuccia for financial assistance following Hurricane Katrina. Cuccia exercised his right under the PFCRA and requested an administrative hearing. His request, however, did not contest his liability under the PFCRA, but only the appropriateness of damages sought by HUD.

On or about December 23, 2011, the parties executed a settlement agreement resolving the litigation prior to the administrative hearing. Under the terms of the settlement agreement,

Cuccia agreed to sell, within 180 days, certain real estate properties that he owned and assign the proceeds from the sales to HUD in exchange for HUD's agreement to discontinue the litigation. The agreement also stipulates that if Cuccia failed to sell the properties within 180 days of the settlement date or otherwise materially breached the agreement, HUD had the option to give Cuccia more time to sell the properties or re-file its complaint against him. If HUD chose to re-file, the agreement stipulates that the parties would seek the entry of a consent judgment in the amount of $20,000 against Cuccia.

In its motion, which accompanied the re-filed complaint, HUD contends that Cuccia failed to comply with the settlement agreement by failing to sell the properties within 180 days. Cuccia has not objected to the motion, nor has he contended that he sold the properties within the 180-day period.

Therefore, for good cause shown and pursuant to the terms of a settlement agreement between HUD and Cuccia, a judgment in the amount of $20,000 is hereby **ENTERED** against Raymond Cuccia for his violation of the PFCRA. This amount is due and payable immediately to the Government.

SO ORDERED.