

# **DECISION INDEX**

## **VOLUME XXXVIII**

Includes all decisions made between May 18, 2015 and November 16, 2015 and.  
Requests for copies of decisions should be made by case number to the DHCD Legal Office.  
All identifying information will be deleted from copies provided.

From 05/19/2015 To 11/16/2015

Dates	Case #	Type	Outcome	Summary
05/28/2015	1924	Unqualified	Remanded to LHA	Applicant disqualified because of history of criminal activity. Applicant asserted that the LHA notices were unclear and that he did not have adequate notice of the reasons for disqualification to prepare his rebuttal. Remanded to the LHA with instructions to correct its notices.
05/29/2015	1917	Priority	Upheld LHA	Applicant was a victim of domestic violence but she was not eligible for emergency case status because she was not displaced from her housing because of the domestic violence.
05/29/2015	1920	Unqualified	Upheld LHA	Applicant and his household member failed to pay rent at two previous tenancies and they were evicted. No mitigating circumstances were shown.
05/29/2015	1923	Ineligible	Upheld LHA	Applicant did not show that his disability substantially impedes his ability to live in conventional housing and that his ability to live independently could be improved by more suitable housing conditions.
06/30/2015	1925	Unqualified	Upheld LHA	Applicant had long history of criminal activity and his most recent offense took place in 2013. Mitigating circumstances did not outweigh history of criminal activity.
07/01/2015	1921	Withdrawn	Upheld LHA	Applicant failed to provide third party verification of his housing history.
07/07/2015	1927	Unqualified	Dismissed	Applicant failed to appear for hearing.
08/31/2015	1934	Priority	Dismissed	Applicant had pending request for reconsideration at LHA.

From 05/19/2015 To 11/16/2015

Dates	Case #	Type	Outcome	Summary
09/02/2015	1926	Unqualified	Upheld LHA	Applicant's disqualification upheld on the grounds of her failure to pay utilities. Her disqualification on the grounds of nonpayment of rent was overturned because she left her prior tenancy with a zero balance. The Applicant's disruptive and abusive misconduct might be mitigated by her treatment for a mental health condition, but this issue was not reached because of her disqualification on other grounds.
09/17/2015	1928	Unqualified	Overtured LHA	Applicant was disqualified for damage to the premises alleged on a landlord reference. The landlord claimed that damage occurred as the tenant was moving out. There was no allegation that the damage was intentional or severe, and the applicant credibly denied causing any damage.
09/17/2015	1932	Unqualified	Upheld LHA	Applicant had failed to pay rent at previous tenancies and did not pay over 50% of his income for rent. The Applicant alleged defects in the premises in his last tenancy, but he agreed that court judgment would enter for the landlord, and, in any event, this did not mitigate his nonpayment in his other prior tenancies.
10/06/2015	1940	Priority	Dismissed	Applicant failed to appear for hearing.
10/13/2015	1929	Unqualified	Upheld LHA	Applicant has long history of criminal activity that was not outweighed by mitigating circumstances.

From 05/19/2015 To 11/16/2015

Dates	Case #	Type	Outcome	Summary
10/13/2015	1930	Unqualified	Upheld LHA	Applicant had history of criminal activity for which he was classified as a sex offender. Applicant's classification was recently reduced to Level 2 : "moderate risk to reoffend." Applicant did not show mitigating circumstances or evidence of rehabilitation.
10/13/2015	1939	Priority	Upheld LHA	Applicant did not submit verification as required by the LHA's tenant selection plan.