DHCD TENANT SELECTION
ADJUDICATORY HEARING

DECISION INDEX

VOLUME XLIV

Includes all decisions made between May 22, 2018 and November 30, 2018.
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 05/22/2018 To 11/30/2018

Dates	Case #	Type	Outcome	Summary
05/29/2018	2023	Priority	Remanded to LHA	LHA denied Emergency Case Status based on qualifications criteria in 760 CMR 5.08. Remanded to the LHA to correct its decision.
05/29/2018	2024	Unqualified	Remanded to LHA	LHA disqualified the Applicant for nonpayment of rent in a prior tenancy. The LHA gave the Applicant time to provide documents, and the Applicant's submission crossed the LHA Private Conference Decision in the mail.
06/04/2018	2030	Priority	Upheld LHA	Applicant was denied Priority 4 for a No-fault Loss of Housing and for a Severe Medical Emergency. Applicant was removed from his home due to a restraining order and went to a boarding house where he is financially burdened and which is less than ideal for his disabilities. Upheld LHA decision where the situation did not meet the criteria of the Emergency Case Plan.
06/04/2018	2034	Unqualified	Upheld LHA	Applicant disqualified because of eviction from subsidized housing for creating disturbances, having unauthorized occupants and causing damage to the premises. No mitigating circumstances shown.
06/12/2018	2032	Unqualified	Upheld LHA	Applicant was disqualified because of poor landlord references from two prior residences. The LHA erred in relying on the Applicant's eviction by her stepfather from a home belonging to her deceased mother because the Applicant did not violate any material terms of a tenancy there. The disqualification was upheld on the basis of her eviction for nonpayment of rent from her subsequent tenancy.

From 05/22/2018 To 11/30/2018

Dates	Case #	Type	Outcome	Summary
06/14/2018	2038	Unqualified	Upheld LHA	Applicant was disqualified because of history of criminal activity. Applicant showed that he had satisfactorily completed his probation but this did not outweigh disqualifying misconduct.
06/26/2018	2037	Priority	Upheld LHA	Applicant was denied Emergency Case Status because he was evicted due to the foreclosure on his home, after which he resided with his sister and shared expenses for the past seven years. This situation does not meet the requirements for the Homeless for No-fault priority.
08/06/2018	2035	Unqualified	Overturned LHA	Applicant was disqualified because the neighboring housing authority where he resides gave him a negative reference. Overturned LHA's decision because the reference stated that the Applicant did not violate the terms of his lease and is not under eviction.
08/06/2018	2039	Unqualified	Upheld LHA	Applicant has a 30 year history of criminal activity, with the most recent offenses having taken place in 2016. Although the applicant showed that he is in recovery from substance abuse and being treated for mental illness, insufficient time had passed to show that criminal activity will not reoccur.
08/22/2018	2041	Unqualified	Remanded to LHA	LHA denied application on the grounds that the Applicant was classified a Level 2 Sex Offender based on criminal activity in 2008 when he was 17 years old. Remanded for a new determination based on evidence presented at the DHCD hearing.
09/24/2018	2042	Priority	Dismissed	Applicant failed to appear for hearing.

From 05/22/2018 To 11/30/2018

Dates	Case #	Type	Outcome	Summary
10/01/2018	2044	Priority	Dismissed	Applicant failed to appear for hearing.
11/08/2018	2048	Priority	Overturned LHA	LHA admitted that the Applicant met the criteria for Priority 1 status.