

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 23 July 2008

In the Matter of:

**EMPLOYMENT AND TRAINING ADMINISTRATION
UNITED STATES DEPARTMENT OF LABOR
PROSECUTING PARTY**

v.

2008-TLC-00039

**GREEN EGG FARM
RESPONDENT**

Peter Nessen, Esquire
Office of the Solicitor, Department of Labor
For Complainant

Dan Bremer
For Respondent

DISMISSAL ORDER

This matter arises under the temporary agricultural labor or service provision of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(H)(ii), (“the Act”), as implemented by 20 C.F.R. Part 655. On June 23, 2008, the Employer requested an expedited administrative judicial review of the denial of the Department of Labor’s June 18, 2008 denial of its temporary alien agricultural labor certification (H-2A) application under the provisions of 20 C.F.R. § 655.112(a).

After I tried to schedule a hearing, I held a telephone conference on July 1. At that time the parties advised that all of the issues had been resolved. I asked the parties to submit documentation. Apparently, the Certifying Officer has subsequently reviewed the application, determined that any deficiencies have been corrected, and certified the application.

On July 18, 2008, I received a letter from Dan Bremer for Respondent requesting withdrawal. Accordingly, since the Employer’s H-2A application has been certified, the appeal is **DISMISSED**.

SO ORDERED

A

Daniel F. Solomon
Administrative Law Judge