

U.S. Department of Labor

Office of Administrative Law Judges
800 K Street, NW, Suite 400-N
Washington, DC 20001-8002

(202) 693-7300
(202) 693-7365 (FAX)



Issue Date: 06 November 2006

In the Matter of

POWHATAN INDIANS
OF DELAWARE VALLEY, INC.
Complainant

Case Number: 2006-WIA-00006

v.

U.S. DEPARTMENT OF LABOR
Respondent

DECISION AND ORDER OF DEFAULT JUDGMENT

This case arises under the Workforce Investment Act (WIA), 29 U.S.C. § 2801 et seq., and the applicable regulations issued at 20 C.F.R. Part 667.800.

On June 12, 2006, the Department of Labor (DOL) notified Complainant that they had not been selected as a WIA grantee. On June 30, 2006, Complainant filed a request for hearing in this Office. On July 24, 2006, this Office issued a Pre-Hearing Order which required both parties to file certain information regarding this case. DOL filed a response to the Pre-Hearing Order on September 6, 2006. On September 27, 2006, this Office issued an Order to Complainant to Show Cause why a default judgment should not be entered in this matter for failure to respond to the Pre-Hearing Order. To date, Complainant has failed to file a response to the Pre-Hearing Order or the Order to Show Cause.

Accordingly, considering Complainant's failure to respond in this matter, it is **ORDERED** that Complainant's request for a hearing be **DISMISSED** and a judgment by default be entered in this case. The designation of the Rhode Island Indian Council as the WIA section 166 grantee for the State of New Jersey is **AFFIRMED**.

A
Thomas M. Burke
Associate Chief Judge

TMB/lmr