

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 04 January 2008**

Case Number: 2007-WIA-00002

In the Matter of:

NAVAJO NATION,  
Complainant

v.

UNITED STATES DEPARTMENT OF LABOR,  
Respondent

**ORDER GRANTING VOLUNTARY DISMISSAL**

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

On January 26, 2007, the Employment and Training Administration of the United States Department of Labor (Respondent) informed Navajo Nation (Complainant) of its Initial Determination identifying Administrative Findings (Findings) in Audit Report No. 21-07-506-03-390 of the programs funded under WIA. Corrective action was taken by Complainant to resolve the Findings.

A Final Determination was issued on May 17, 2007. Therein, Respondent affirmed that corrective action was taken by Complainant to resolve the Findings identified in the Initial Determination. One finding could not be verified until the completion of Complainant's FY 2006 Audit Report. Accordingly, the matter was held open until verification is received by Respondent. On June 12, 2007, Complainant filed a Notice of Appeal with the Office of Administrative Law Judges (Office) requesting a hearing on the Final Determination. This Office issued a Notification of Receipt of Request for Hearing and Prehearing Order on July 2, 2007, instructing the parties to submit certain information to this Office.

On August 29, 2007, Complainant filed a Voluntary Dismissal in this matter. The parties agreed that there is no issue in the Final Determination dated May 17, 2007. Therefore, Complainant seeks to withdraw the Notice of Appeal.

ORDER

In light of the foregoing, the Voluntary Dismissal is GRANTED and the case is DISMISSED.

SO ORDERED,

**A**

JOHN M. VITTON  
Chief Administrative Law Judge

Washington, D.C.

JMV/jsp