



DATE: JAN 25 1994

IN THE MATTER OF MR. MARTIN J. SAWMA

CASE NO.: 93-JSA-1

ORDER DENYING REQUEST FOR RECONSIDERATION

On October 9, 1992, Mr. Martin J. Sawma submitted a Notice of Administrative Appeal appealing an administrative decision by New York State Social Services Commissioner, Mary Jo Bane, of September 10th - 15th, 1992. Mr. Sawma states that this decision affects wage rates and working conditions under the joint federal-state "Job Opportunities and Basic Skills Training" (JOBS) program, and as such, this Office has jurisdiction under 42 U.S.C. § 684(d)(2) & (f) and the regulations at 45 C.F.R. § 251.5(b).

This office determined that U.S. Department of Labor, Office of Administrative Law Judges does not have jurisdiction over Mr. Sawma's Claim and dismissed the case by Order dated December 14, 1993. Mr. Sawma filed an objection to the dismissal on December 21, 1993. This filing will be considered a motion for reconsideration.

I find Respondent's Motion for Reconsideration largely unintelligible and unpersuasive. As explained in the Order dated December 14, 1993, there is no legal support for this Office having jurisdiction over this particular claim and no persuasive arguments have been put forth which would warrant altering this ruling. Accordingly, Respondent's Motion for reconsideration is hereby DENIED. This decision shall be the final decision of the Secretary of Labor. 20 C.F.R. § 658.425(c). Hence, any appeals taken from this Order should be filed in the U.S. Court of Appeals for the Federal Circuit in which the appellant resides.

JOHN M. VITTONI
Deputy Chief Judge

Washington, DC
JMV/rpf/mb