

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 11 August 2004**

CASE NO. 2002-ACM-00001

*In the Matter of:*

**PACIFIC STEVEDORING, INC.,**  
Complainant,

vs.

**BOYANG, LTD.,**  
Employer,

and

**ADMINISTRATOR, WAGE AND HOUR DIVISION,**  
**U.S. DEPARTMENT OF LABOR,**  
Amicus Curiae.

**ORDER OF DISMISSAL**

This case involves a claim arising under the Immigration and Nationality Act, 8 U.S.C., Section 1101 *et seq.*, 20 C.F.R. Part 655, *et seq.* An Order Dismissing Complainant's Case for Lack of Jurisdiction was issued on December 17, 2003. The Administrative Review Board issued a Decision and Order of Remand on June 30, 2004, finding that this tribunal has jurisdiction and therefore should have a trial on the merits.

I issued a Notice to the Parties on July 7, 2004, requesting their preferences on the scheduling of discovery and trial. The parties responded on August 2, 2004, with a fully executed Stipulation and [proposed] Order Dismissing Complaint, attached hereto and incorporated herein by reference. As there is no longer an issue for trial before this tribunal, Pacific Stevedoring's complaint in this matter is **HEREBY DISMISSED** without costs awarded to any party, pursuant to the parties' stipulation.

**A**

ANNE BEYTIN TORKINGTON  
Administrative Law Judge