



DATE : July 24, 1991

CASE NO.: 91-TLC-6

IN THE MATTER OF:

SHORE OPERATING PARTNERSHIP

EMPLOYER

APPEARANCE: M. Moran Tomson, Esquire
For the Employer

BEFORE: Lawrence Brenner
Administrative Law Judge

ORDER DISMISSING APPEAL

This case arises under Part 655 of Title 20 of the Code of Federal Regulations, which covers the labor certification process for the temporary employment of aliens in the United States. On July 8, 1991, a Certifying Officer denied temporary alien labor certification to one farm worker (AF I-2). Pursuant to section 655.112, Randall Shore, an owner/partner of Shore Operating Partnership ("Employer"), requested expedited administrative review of the denial. The Deputy Regional Administrator sent an authenticated copy of the case file to the Office of Administrative Law Judges ("OALJ"), which OALJ received on July 18, 1991.

On July 23, 1991, the Department of Labor filed a Stipulation of Dismissal, stating that the parties have settled this case on the basis that certification will be granted provided that the Employer's housing is determined to comply with applicable regulations. According to the Stipulation; the Employer concurs with all statements in the Stipulation and withdraws its appeal.

Since there is no longer any dispute between the parties, the case is hereby **DISMISSED WITH PREJUDICE**.

Lawrence Brenner
Administrative Law Judge

LB/SYT