



Issue Date: 07 March 2012

Case No. 2012-LCA-00022

In the Matter of:

**ADMINISTRATOR, WAGE AND HOUR DIVISION,
Prosecuting Party,**

v.

**USNETS SYSTEMS, INC.
Respondent.**

**ORDER GRANTING MOTION TO WITHDRAW
AND DISMISSING CASE**

This matter arises under the Immigration and Nationality Act, as amended, 8 U.S.C. §1182(n) and the regulations promulgated thereunder. On 27 Jan 12, the Administrator issued its findings and ordered that Respondent pay back wages and a penalty. On 17 Feb 12, the Complainant submitted a letter stating that she completely agreed with the Administrator's determination, but was appealing, because she believed that Respondent would not pay as ordered.

I attempted to conduct a conference call with both parties, but Respondent indicated that he was in the hospital and would not participate in any call in the short or long term. He had nothing to say about the substance of the Administrator's determination. I spoke to the Complainant and explained that the only purpose of an appeal would be to change or modify the Administrator's determination and an appeal would have no impact on the enforceability of the determination, once it became final. She responded that she did not want to change anything in the determination and wanted to withdraw her appeal. I asked her to confirm that in writing, which she did on 2 Mar 12.

Accordingly, the Complainant's motion to withdraw her appeal is granted and pursuant to 20 C.F.R. § 655.815(c)(3), the Administrator's Determination, dated January 10, 2012, is now a final order of the Secretary of Labor.

ORDERED this 7th day of March, 2012 at Covington, Louisiana.

A

**PATRICK M. ROSENOW
Administrative Law Judge**