



Issue Date: 01 June 2020

Case No.: 2020-MIS-00008

In Re:

**CONTINUED SUSPENSION OF IN-PERSON HEARINGS
DUE TO COVID-19 NATIONAL EMERGENCY.**

ADMINISTRATIVE ORDER AND NOTICE

Due to the continuing travel and social proximity risks attendant with the ongoing COVID-19 pandemic, the moratorium on in-person hearings where participants are physically in the same location, currently scheduled to expire on July 24, 2020, is extended indefinitely. Effective immediately, and until further notice, OALJ hearings will be conducted by telephone or video, unless the presiding ALJ grants, based on compelling reasons, a party's motion for a hearing where persons are in the same physical location.

All previously scheduled hearings are automatically converted to a telephone or video hearing and will convene on the same time and date as originally scheduled, unless ordered otherwise by the presiding ALJ. The parties shall be notified of the type of hearing and the appropriate dial-in information by separate order issued by the presiding ALJ, as well as the procedures for filing pre-hearing submissions and exhibits.

When the parties agree that an evidentiary hearing is not needed, they may move for a decision based on stipulations of fact or a stipulated record. *See* 29 C.F.R. § 18.70(d).

If a party believes it is necessary to continue a hearing due to case preparation challenges caused by the coronavirus, that party shall promptly file a motion explaining the circumstances supporting the continuance. *See* 29 C.F.R. § 18.41(b)(1).

SO ORDERED.

STEPHEN R. HENLEY
Chief Administrative Law Judge
Chair, Board of Alien Labor Certification Appeals