

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 11 July 2019

CASE NO.: 2017-OFC-00006

In the Matter of

OFFICE OF FEDERAL CONTRACT
COMPLIANCE PROGRAMS,
U.S. DEPARTMENT OF LABOR,
Plaintiff,

v.

ORACLE AMERICA, INC.,
Defendant.

ORDER FOR FURTHER STATUS REPORT

On June 26, 2019, I issued an Order Regarding Communication with Oracle Employees. This order, in part, addressed a potential corrective notice to be issued to Oracle employees who had received a letter from OFCCP. I declined to order any corrective notice at the time of the order, but directed the parties to further meet and confer verbally to attempt to come to an agreement about a corrective notice, which both parties appeared interested in pursuing. I ordered the parties to file a joint status update within 14 days stating the outcome of their meet and confer. I concluded that “There is no reason the parties should be unable to work out a mutually agreeable course of action given the guidance above. After I review the joint status update, I will determine what further compelled action, if any, is necessary.”

On July 10, 2019, the parties filed a Joint Status Report. They indicate that they engaged in some meet and confer—one phone call and several emails—but have not yet reached any resolution. The parties are ordered to file another joint status report within 14 days of this order. The status report should state that the parties have a mutually agreeable resolution or specify why exactly such a resolution was not possible and the likelihood that further time will resolve the matter. If the matter is not resolved, each party should submit a draft copy of its proposed corrective notice, if any.

SO ORDERED.

RICHARD M. CLARK
Administrative Law Judge