

U.S. Department of Labor

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Issue Date: 29 October 2018

OALJ Case No.: 2018-PED-00002
ETA Case No.: H-300-15054-735190

In the Matter of:

**ADMINISTRATOR, OFFICE OF FOREIGN LABOR CERTIFICATION,
EMPLOYMENT AND TRAINING ADMINISTRATION,
U.S. DEPARTMENT OF LABOR,**
Prosecuting Party

v.

FRANCISCO VALADEZ, JR.,
Employer

ORDER OF DISMISSAL

This case arises from a request for review of a Final Determination issued by the Deputy Administrator, Office of Foreign Labor Certification (“Administrator”), on April 30, 2018 against Francisco Valadez Jr. advising him that the Administrator had determined he should be debarred from participating in the H-2A temporary labor certification program for a period of three years. By facsimile filed May 30, 2018, Employer requested a hearing in accordance with 20 C.F.R. Section 655.182(f)(3). An October 31, 2018 hearing in Raleigh, North Carolina was cancelled on July 16, 2018 upon notice that the parties had reached a settlement agreement, in principle.

On October 25, 2018, the Prosecuting Party filed a formal *Notice of Settlement*, advising that the parties had “reached a final settlement agreement, therefore, the Administrator has withdrawn the Notice of Debarment at issue in this matter.”

Accordingly, the Administrator having rescinding the debarment of the above-captioned Employer rendering Employer’s hearing request as moot, this matter is DISMISSED.

SO ORDERED:

STEPHEN R. HENLEY
Chief Administrative Law Judge