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Office of Administrative Law Judges
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Issue Date: 17 May 2006

OALJ CASE NO. 2006-TLC-00006

ETA CASE NO. A-06087-01210

In the Matter of:

GLOBAL HORIZONS, INC.
(CREEKSIDE MUSHROOMS, LTD.),
Employer.

ORDER OF DISMISSAL

This matter arises under the temporary agricultural labor or services provision of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(H)(ii)(a) and its implementing regulations found at 20 C.F.R. § 655.

On March 24, 2006, Global Horizons, Inc. ("Global") submitted an application requesting H-2A temporary alien labor certification for agricultural workers in Worthington, Pennsylvania. This application was denied on April 19, 2006. On April 25, 2006, Global requested a hearing de novo before an administrative law judge. The case was assigned to me on April 27, 2006.

On May 1, 2006, I held a telephone conference with Mr. Arik Ben-Ezra, attorney for Global; Ms. Jennifer Adle, paralegal for Global; and Mr. Vince Costantino on behalf of the Solicitor. It was agreed that a hearing would not be scheduled at that time as the parties would work to resolve the appeal through the exchange of documents and telephone conferences. Accordingly, I held further telephone conferences with Ms. Adle and Mr. Costantino on May 4, 2006; May 9, 2006; May 10, 2006; and May 12, 2006.

At the telephone conference on May 12, 2006, the parties informed me that they had resolved their dispute pursuant to the terms of a letter from Mr. Costantino to Ms Adle dated May 11, 2006. Global now withdraws its appeal based thereon.

THEREFORE, this case is HEREBY DISMISSED.

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ANNE BEYTIN TORKINGTON
Administrative Law Judge

ABT:eh