

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 28 July 2011**

**OALJ Case No.: 2011-TLC-00439**

**ETA Case No.: C-11154-29488**

*In the Matter of*

**YONDER FRUIT FARM,**  
*Employer*

Certifying Officer: William L. Carlson  
Chicago Processing Center

**ORDER OF REMAND**

On July 15, 2011, Yonder Fruit Farms (“the Employer”) filed a request for de novo hearing in the above-captioned temporary alien labor certification matter. On July 27, 2011 all parties were present on a pre-hearing conference call to discuss this matter. On July 28, 2011, BALCA received notice that the Employer has agreed to satisfy the remaining noticed deficiency on appeal by modifying ETA Form 790 Item 16 to include the prevailing piece meal rate. Therefore the parties jointly request this matter be remanded for further processing. In light of the foregoing, it is hereby **ORDERED** that this matter is **REMANDED**.

A

**ALAN L. BERGSTROM**  
Administrative Law Judge

ALB/AMJ/jcb  
Newport News, Virginia