

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 27 October 2014

In the Matter of:

ESTHER GARCIA,
Employer.

Case No.: 2015-TLC-00002

ORDER CANCELING HEARING AND REMANDING

The above-captioned case involves a request for certification of nonimmigrant foreign workers (H-2A workers) for temporary or seasonal agricultural employment under the Immigration and Nationality Act (INA), as amended, 8 U.S.C. § 1101(a)(15)(H)(ii)(a), and the implementing regulations promulgated by the Department of Labor at 20 C.F.R. Part 655, Subpart B. On October 23, 2014, I orally informed the parties that a telephonic hearing would take place in this matter on October 27, 2014.

On October 24, 2014, I received written notice from the Office of the Solicitor (“SOL”) that documentation sent by Employer was sufficient to remedy the deficiencies in her application. SOL informed me that the Certifying Officer had therefore requested that I cancel the scheduled hearing and remand the proceeding for further processing of Employer’s application.

Accordingly, the telephonic hearing scheduled for October 27, 2014, is hereby **CANCELED. IT IS FURTHER ORDERED** that this case is **REMANDED** to the Employment and Training Administration Office of Foreign Labor Certification for further processing.

IT IS SO ORDERED.

CHRISTINE L. KIRBY
Administrative Law Judge