

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 03 November 2014

Case No.: **2015-TLC-00005**
ETA Case No: H-300-14254-391866

In the Matter of:

JAMESU FARM LABOR, LLC,
Employer.

ORDER OF REMAND

The instant case, which 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 the implementing regulations set forth at 20 C.F.R. Part 655, Subpart B, has been assigned to the undersigned administrative law judge for appropriate proceedings. It involves an October 22, 2014 request for an administrative review of the Certifying Officer's ("CO") denial of its H-2B application. *See* 20 C.F.R. Part 655.164, 655.171. The administrative file was received on October 30, 2014.

By e-mail of October 31, 2014, Vincent C. Costantino, Esq., Office of the Solicitor, filed a Motion for Remand. In the Motion, he advised that the Certifying Officer had agreed to accept this application for additional processing and therefore requested a remand of this matter. He further advised that the Employer's representative had agreed to this request.

Inasmuch as the parties agree that this matter should be remanded to the Certifying Officer for further processing, it will be remanded. Accordingly,

ORDER

IT IS HEREBY ORDERED that this matter is **REMANDED** to the Certifying Officer for further processing.

PAMELA J. LAKES
Administrative Law Judge

Washington, D.C.