



Issue Date: 17 February 2016

OALJ Case No.: 2016-TLC-00014
ETA Case No.: H- 300-16012-495596

In the Matter of:

MICHAEL S. STAMER FARMS,
Employer.

Certifying Officer: Charlene G. Giles
Chicago National Processing Center

Before: JOHN P. SELLERS, III
Administrative Law Judge

ORDER CANCELLING HEARING AND REMANDING CLAIM

On January 29, 2016, this Office received a letter from Michael S. Stamer Farms (the “Employer”) requesting a de novo hearing regarding the Certifying Officer’s decision in the above-captioned H-2A temporary alien labor certification matter.¹ On February 1, 2016, this case was assigned to Administrative Law Judge John P. Sellers, III for hearing and decision. This Office received the Administrative File from the Certifying Officer on February 5, 2016.

During a telephone conference on February 8, 2016, the parties agreed to participate in a hearing by telephone on February 18, 2016. The undersigned issued a Notice of Hearing and Pre-Hearing Order on February 9, 2016. On February 17, 2016, counsel for the Certifying Officer (the “Solicitor”) filed a motion requesting that this case be remanded to the Certifying Officer for additional processing. According to the Solicitor’s motion, the Employer has no objection to the Solicitor’s request.

¹ See 8 U.S.C. §§ 1101(a)(15)(H)(ii)(a), 1184(c)(1), and the implementing regulations promulgated at 20 C.F.R. Part 655.

In light of the foregoing, it is hereby **ORDERED** that the hearing scheduled for February 18, 2016 is **CANCELLED**, and this matter is **REMANDED** to the Certifying Officer for additional processing consistent with the agreement of the parties.

JOHN P. SELLERS, III
Administrative Law Judge