



**Issue Date: 21 April 2016 OALJ Case No.: 2016TLC00039**  
ETA Case No.: H-300-16026-907998

*In the Matter of*

**JAVIER GUERRERO,**  
*Employer.*

Certifying Officer: Charlene G. Giles  
Chicago National Processing Center

Before: ALICE M. CRAFT  
Administrative Law Judge

**ORDER REMANDING CLAIM**

On April 7, 2016, the Office of Administrative Law Judges received a letter from Javier Guerrero (the “Employer”) requesting a *de novo* hearing regarding the Certifying Officer’s Notice of Deficiency in the above-captioned H-2A temporary alien labor certification matter.<sup>1</sup> This Office received the Administrative File from the Certifying Officer on April 13, 2016.

During a telephone conference on April 18, 2016, Robert P. Hines, Esq., counsel for the Certifying Officer (“the Solicitor”), informed me that the parties had agreed that the application for temporary labor certification should be remanded to the agency for additional processing. In accordance with that agreement, earlier that day, he had filed a motion requesting that this case be remanded to the agency for further processing of the employer’s H-2A application. The Employer has no objection to the Solicitor’s request.

In light of the foregoing, it is hereby **ORDERED** that this matter is **REMANDED** to the Certifying Officer for additional processing consistent with the agreement of the parties.

Alice M. Craft  
Administrative Law Judge

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<sup>1</sup> 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.