U.S. Department of Labor

Board of Alien Labor Certification Appeals
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Issue Date: 10 August 2016

OALJ Case Nos.: 2016-TLC-00056, 2016-TLC-00057, 2016-TLC-00058, 2016-TLC-00059

ETA Case Nos.: H-300-16126-658133, H-300-16126-238981, H-300-16126-228738, H-300-16126-705337

In the Matter of:

YOUNG HOLLOW NURSERY, INC., &

THE LIRIOPE FACTORY, INC., &

DOUG YOUNG NURSERY, LLC, &

RIO VERDE NURSERY, LLC

Employers.

ORDER OF REMAND

This matter arises under the temporary agricultural guest worker provisions of the Immigration and Nationality Act (INA), 8 U.S.C. §§ 1101(a)(15)(H)(ii)(a), 1184 and 1188, and the implementing regulations set forth at 20 C.F.R. Part 655, Subpart B (collectively, H-2A program). On June 29, 2016, the Employers requested a *de novo* hearing before an Administrative Law Judge in response to denials of temporary labor certifications by the Employment and Training Administration, Chicago National Processing Center.

Pursuant to the Certifying Officer's July 12, 2016 motion, the four cases were consolidated and scheduled for hearing on August 25, 2016. On August 9, 2016, the Court received the parties' Joint Motion and Order to Remand. The parties have reached an amicable resolution as to all issues and request the matter be remanded back to the Certifying Officer for continued processing.

Accordingly, it is **ORDERED** that this matter is hereby **REMANDED** to the Certifying Officer for additional processing.

The hearing scheduled for August 25, 2016 is **CANCELLED**.

SO ORDERED.

Digitally signed by TIMOTHY MCGRATH
DN: CN=TIMOTHY MCGRATH, OU=ADMINISTRATIVE LAW JUDGE, O=US DOL Office of Administrative Law Judges, L=Boston, S=MA, C=US
Location: Boston MA

TIMOTHY J. McGRATH
Administrative Law Judge