

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 15 December 2017

BALCA CASE NO.: 2018-TLC-00004

ETA CASE NO.: H-300-17306-814516

In the Matter of:

KSG FARMS,
Employer.

ORDER REMANDING CASE

On November 17, 2017, KSG Farms requested a *de novo* hearing on the Certifying Officer's decision in the above captioned H-2A temporary labor certification matter. *See* 8 U.S.C. §§ 1101(a)(15)(H)(ii)(a), 1188; 20 C.F.R. § 655.171(b). The parties met and conferred, and after a number of conference calls, were able to resolve the issues pending for hearing. On December 14, 2017, Employer filed a notice of withdrawal of the request for hearing. Employer filed a replacement application that is under review. As a condition of considering the replacement application, the parties agreed that this matter would be withdrawn.

Therefore, based upon the request, Employer's request for a hearing is withdrawn. The matter is remanded to the Employment and Training Administration for further handling. All dates are vacated. This matter is closed.

SO ORDERED.

RICHARD M. CLARK
Administrative Law Judge

San Francisco, CA