

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 18 April 2018**

**OALJ Case No.:** 2018-TLC-00015

**ETA Case No.:** H-300-18073-012508

*In the Matter of:*

**ANTONIO SANCHEZ,**  
*Employer.*

**Certifying Officer:** Office of Foreign Labor Certification  
Chicago National Processing Center

**Before:** **ALAN L. BERGSTROM**  
Administrative Law Judge

**ORDER OF REMAND**

This case involves the labor certification for temporary and seasonal agricultural employment of nonimmigrant foreign workers (H-2A workers) under the Immigration and Nationality Act (INA), as amended, 8 USC 1101, et seq., and its implementing regulations at 20 CFR Part 655, Subpart B. The Employer filed a timely request for an administrative review of the Certifying Officer's actions in denying the Employer's application for temporary employment certification filed under the H-2A program filed March 14, 2018.

On April 16, 2018, counsel for the Solicitor filed "Certifying Officer's Motion for Remand" in which he averred "The Certifying Officer and the Employer have reached an agreement in the above-referenced case and have determined that the Employer's H-2A application for temporary labor certification should be remanded to the agency for additional processing. The employer's agent was contacted and has no objection to the granting of this motion. Therefore, the Certifying Officer respectfully requests that this case be remanded to the agency for further processing of the employer's H-2A application."

In view of all the foregoing, **this case is hereby REMANDED to the Certifying Officer pursuant to 20 CFR §655.171 for action pursuant to 20 CFR Part 655, Subpart B.**

**SO ORDERED.**

ALAN L. BERGSTROM  
Administrative Law Judge

ALB/jcb  
Newport News, Virginia