



Issue Date: 06 February 2019

BALCA Case No.: 2019-TLC-00033
ETA Case Nos.: H-300-18323-042910

In the Matter of:
A.G. INSTALLERS, INC.,
Employer

Before: DANA ROSEN
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. On January 23, 2019, the Employer filed a timely request for administrative review of the Certifying Officer's certification because Employer originally requested 51 workers and later amended its need to 60. The Certifying Officer granted the original request for 51 workers.

By Motion received February 5, 2019, Counsel for the Solicitor filed, "Certifying Officer's Motion for Remand." Counsel for the Solicitor advised, "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." Counsel for Solicitor conferred with Employer's counsel and he had no objection to this request.

In light of the foregoing, it is hereby **ORDERED** that this matter is **REMANDED**.

For the Board:

DANA ROSEN
Administrative Law Judge

DR/CAN/mjw
Newport News, Virginia