

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 01 July 2020

BALCA Case No.: 2020-TLC-00086
ETA Case No.: H-300-20126-543007

In the Matter of:

KING FRESH TOMATOES, INC.,
Employer.

ORDER REMANDING CASE

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 26, 2020, the case was assigned to me.

On June 30, 2020, I held a preliminary conference call with the parties. Counsel for the Solicitor advised that the parties had reached an agreement and that she would file a motion to remand the case. Employer’s representative advised that she had no objection.

On the same date, counsel for the Solicitor filed the Certifying Officer’s Motion to Remand (“Motion”). The Motion advised that the Certifying Officer and Employer had reached an agreement, and therefore, requested that Employer’s H-2A application for temporary labor certification be remanded to the Agency for further processing. The Motion advised that Employer consents to the Motion.

Accordingly, good cause having been shown, **IT IS HEREBY ORDERED** that:

1. The Motion is **GRANTED**; and
2. The case is **REMANDED** for further processing.

SO ORDERED.

NORAN J. CAMP
Administrative Law Judge

Boston, Massachusetts