

U.S. Department of Labor

Board of Alien Labor Certification Appeals
800 K Street, NW
Washington, DC 20001-8002

(202) 693-7300
(202) 693-7365 (FAX)



Issue Date: 12 November 2019

In the Matter of:

L & L Farms, LLC,
Employer.

OALJ Case No. 2020-TLC-00003
ETA Case No. H-300-19226-977564

Appearance:

Charles Downing, Esquire
Law Office of Charles W. Downing
Uvalde, Texas
For the Employer

Louisa Reynolds, Esquire
Office of the Solicitor, U.S. Department of Labor
Washington, D.C.
For the Certifying Officer

Before: **THEODORE W. ANNOS**
Administrative Law Judge

ORDER OF REMAND

This matter arises under the temporary agricultural labor or services provision of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(H)(ii)(a), 1188 and its implementing regulations at 20 C.F.R. Part 655, Subpart B. On August 15, 2019, L&L Farms, LLC ("Employer") filed with the United States Department of Labor, Employment and Training Administration an ETA Form 9142 Application for Temporary Labor Certification ("Application"), requesting H-2A labor certification for 40 "Farmworkers and Laborers, Corp, Nursery, and Greenhouse." On October 8, 2019, Employer filed a request for a de novo administrative hearing pursuant to 20 C.F.R. § 655.171(b) to review the Certifying Officer's ("CO") denial of the Application. On November 8, 2019, the CO filed a *Motion for Remand* stating that the CO and Employer have reached an agreement and have determined that the Employer's Application should be remanded to the CO for additional processing. Good cause having been shown, the Motion is **GRANTED**, the matter is **REMANDED** to the CO for further processing, and the hearing scheduled for November 12, 2019, is **CANCELLED**.

- SIGNATURE ON NEXT PAGE -

SO ORDERED.

THEODORE W. ANNOS
Administrative Law Judge

Washington, D.C.