

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 01 August 2016

BALCA Case No.: 2016-TLN-00057
ETA Case No.: H-100-16131-234652

In the Matter of:

TBD TRAINING FACILITIES, LLC,

Employer.

ORDER OF REMAND

On July 21, 2016, the Board of Alien Labor Certification Appeals (“BALCA”) received a letter from Attorney Timothy E. Brown on behalf of TBD Training Facilities, LLC (the “Employer”) requesting administrative review of the Certifying Officer’s Final Determination (Denial) in the above-captioned H-2B temporary labor certification matter. This matter was assigned to Administrative Law Judge Richard A. Morgan for decision. On July 2016, the undersigned issued a Notice of Assignment and Expedited Briefing Schedule.

On July 28, 2016, Attorney C. Cleveland Fairchild of the U.S. Department of Labor Solicitor’s office (“Solicitor”) filed Certifying Officer’s Motion for Remand in which it was stated, “The Certifying Officer and the Employer have reached an agreement in the above-referenced case and have determined that the Employer’s H-2B application for temporary labor certification should be remanded to the agency for additional processing.” The Solicitor further states that Employer’s Counsel was contacted and has no objection to the granting of this motion.

In light of the foregoing, it is hereby **ORDERED** that this matter is **REMANDED** to the Certifying Officer for additional processing.

SO ORDERED.

For the Board of Alien Labor Certification Appeals:

RICHARD A. MORGAN
Administrative Law Judge