



Issue Date: 18 December 2017

BALCA Case No: 2018-TLN-00031
ETA Case No.: H-400-17287-684754

In the Matter of:

SYNERGY BUILD & CAST LLC,

Employer.

ORDER OF REMAND

On December 13, 2017, the Board of Alien Labor Certification Appeals (“BALCA”) received a request for administrative review of the Certifying Officer’s Final Determination in the above-captioned H-2B temporary labor certification matter.¹ Notice is hereby provided that BALCA has docketed this appeal. This matter was assigned to Administrative Law Judge John P. Sellers, III on December 18, 2017.

On December 15, 2017, the Associate Solicitor for Employment and Training Legal Services (“Solicitor”) electronically filed a Motion to Remand. Thereafter, on the same day, the Solicitor electronically filed a Corrected Motion to Remand. However, the undersigned did not receive either motion until December 18, 2017, the date this matter was assigned.

In its Corrected Motion to Remand, the Solicitor requested that the H-2B Application filed by Synergy Build and Cast LLC (the “Employer”) be remanded to the Certifying Officer for additional processing. The Solicitor stated that it contacted the Employer’s representative, who has no objection to the motion to remand.

In light of the foregoing, this matter is hereby **REMANDED** to the Certifying Officer for additional processing consistent with the agreement of the parties.

¹ On April 29, 2015, the Department of Labor (the “Department”) and the Department of Homeland Security jointly published an Interim Final Rule (“IFR”) amending the standards and procedures that govern the H-2B temporary labor certification program. 80 Fed. Reg. 24042 (Apr. 29, 2015). The IFR applies to this case.

SO ORDERED.

For the Board:

JOHN P. SELLERS, III
Administrative Law Judge