

U.S. Department of Labor

Board of Alien Labor Certification Appeals
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Issue Date: 20 June 2018

BALCA Case No.: **2018-TLN-00139**
ETA Case No.: H-400-18017-186721

In the Matter of:

J&F BORING, LLC,
Employer.

ORDER OF DISMISSAL

This case arises from J&F Boring, LLC’s (“Employer”) request for review before the Board of Alien Labor Certification Appeals of the denial by a Certifying Officer for the Employment and Training Administration of its application for H-2B temporary labor certification. *See* 8 U.S.C. §§ 1101(a)(15)(H)(ii)(b), 1103(a), 1184(a)(c); 8 C.F.R. § 214.2(h); 20 C.F.R. Part 655, Subpart A.¹

On June 7, 2018, I issued a *Notice of Docketing* setting the parties’ briefing deadline. On June 19, 2018, I received an email letter from Employer requesting to withdraw its appeal. Therein, Employer stated: “Please take this email as written statement that the employer J&F Boring LLC with case number H-400-18017-186721 has decided to withdraw the petition from the H-2B Application for Temporary Employment Certification.” Based on the foregoing, I hereby grant Employer’s request to withdraw its appeal.

It is therefore **ORDERED** that this matter be **DISMISSED**.

SO ORDERED.

TIMOTHY J. McGRATH
Administrative Law Judge

Boston, Massachusetts

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