

U.S. Department of Labor

Office of Administrative Law Judges
800 K Street, NW, Suite 400-N
Washington, DC 20001-8002

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



Issue Date: 23 March 2009

Case Number: 2008-WIA-00006

In the Matter of:

STATE OF CALIFORNIA
EMPLOYMENT DEVELOPMENT DEPARTMENT,
Complainant

v.

UNITED STATES DEPARTMENT OF LABOR,
Respondent

ORDER APPROVING STIPULATION OF DISMISSAL

This matter arises under Title I of the Workforce Investment Act (WIA), 29 U.S.C. §§ 2801 *et seq.*, and the regulations issued thereunder at 20 C.F.R. Part 667, Subpart H.

In a Final Determination (FD) dated June 11, 2008, the Employment and Training Administration of the United States Department of Labor (Respondent) informed the State of California Employment Development Department (Complainant) that an audit of its program under WIA contained questionable costs and an uncorrected administrative finding. Complainant was afforded an opportunity to appeal the FD to the Office of Administrative Law Judges (Office) for a hearing on the matter. On July 14, 2008, Complainant filed a request for hearing before this Office. A Notification of Receipt of Request for Hearing and Prehearing Order (Prehearing Order) was issued on August 1, 2008. The parties were instructed to submit certain information within specified time frames. On August 28, 2008, Respondent filed a Motion to Suspend Proceedings (Motion). The Motion was granted on September 22, 2008.

Subsequently, on February 26, 2009, the parties filed a Stipulation of Dismissal. The parties state that all issues in Audit Report No. 09-07-001-03-390 have been resolved and they agree to dismiss the case with prejudice.

In light of the foregoing, the Stipulation of Dismissal is hereby APPROVED. The case is DISMISSED with prejudice.

SO ORDERED,

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JOHN M. VITTON
Chief Administrative Law Judge

Washington, D.C.
JMV/jsp