



Issue Date: 17 June 2016

Case No: 2016-WIA-00001

In the Matter of:

CITY OF SOUTH BEND, INDIANA,
Complainant,

v.

UNITED STATES DEPARTMENT OF LABOR,
Respondent.

ORDER OF DISMISSAL

This matter arises under the Workforce Investment Act, 29 U.S.C. § 2801 *et seq.*, and the implementing regulations at 29 C.F.R. Part 96 and 20 C.F.R. Parts 660 through 670.

On September 25, 2015, a Grant Officer of the United States Department of Labor (“DOL”), Employment and Training Administration (“ETA”), Chicago Regional Office, issued a final determination against the City of South Bend, Indiana (“Complainant”) regarding an on-site monitoring review of the South Bend Workforce Training Initiative, DOL Grant Number EA-20279-10-60-A-18. On October 26, 2015, the Office of Administrative Law Judges (“Office”) received Complainant’s request for a hearing pursuant to 29 C.F.R. § 96.63(b) and 20 C.F.R. 667.800.

This Office issued a *Notice of Docketing and Prehearing Order* (“Notice”) on October 30, 2015. The Notice required Respondent to submit the administrative file and directed each party to file certain prehearing exchange information within 45 days.¹ On December 7, 2015; January 12, 2016; and April 4, 2016 the undersigned granted motions to extend the filing deadlines for the administrative file and prehearing exchange in order to allow the parties the opportunity to engage in settlement negotiations. On May 17, 2016, the parties indicated that they had reached a settlement in principle and requested an additional extension in order to file a written settlement agreement. On May 23, 2016, the undersigned granted an extension to June 20, 2016.

¹ The prehearing exchange information requested includes a statement of the issues to be decided and the relief sought; the name and address of each witness expected to be called and a summary of the expected testimony; a list of all documents that the party expects to use as evidence; a statement identifying any other related proceedings; and an estimate of the number of days required for a hearing.

On June 16, 2016, Respondent filed a *Joint Stipulation of Dismissal with Prejudice*. In it, the parties request that this case be dismissed with prejudice pursuant to a settlement agreement entered into on June 15, 2016.

Accordingly, the parties' joint motion is GRANTED and this matter is hereby DISMISSED with prejudice.

SO ORDERED.

STEPHEN R. HENLEY
Chief Administrative Law Judge