



DATE: September 9, 1993

CASE NO.: 93-TLC-8

In the Matter of

CYPRESS CREEK RANCH

ORDER OF DISMISSAL

On June 16, 1993, Mr. Bill Milburn, of Milburn Investments, Inc., on behalf of Cypress Creek Ranch, requested administrative review under 20 C.F.R. § 655.112 of the decision of the Regional Administrator, U.S. Department of Labor, not to accept his application for labor certification for temporary agricultural employment. The Regional Administrator did not send a certified copy of the ETA case file to this Office, 20 C.F.R. § 655.112(a), and on June 22, 1993, Gary Bernstecker, Esquire, of the Office of the Solicitor, U.S. Department of Labor, and Mr. Allen Moody, of the Texas Ranchers Labor Association, Cypress Creek Ranch, who acted as representative for informed this Office that a tentative agreement had been reached and that the administrative proceedings in this case should be stayed. On August 13, 1993, Ms. Jeannine Lowden, of Milburn Investments, Inc., sent this Office a copy of the Regional Administrator's July 23, 1993 correspondence stating that Mr. Milburn's application had been accepted and that labor certification had been granted. Therefore, the case before this Office is moot. Accordingly, it is ORDERED that the case be and hereby is DISMISSED.

DAVID CLARKE, JR.
Administrative Law Judge

DAC/cal