



DATE DEC 7 1993

IN THE MATTER OF

RURAL ALABAMA DEVELOPMENT CORP.
Complainant,

v.

U.S. DEPARTMENT OF LABOR,
Respondent

Case No. : 93-JTP-13

ORDER OF DISMISSAL

This matter arises under the Job Training Partnership Act, 29 U.S.C. 1501 et seq., and the regulations promulgated thereunder at 29 C.F.R. Part 636.

On July 9, 1993, having not received a response to the Prehearing Exchange from Complainant, Respondent filed with this Office a Motion to Compel the Complainant to file its Prehearing Exchange or show good cause why it had not complied with Prehearing Exchange. Further, the Respondent requested that this Office dismiss the case if the Complainant did not file its Prehearing Exchange or show good cause why it could not comply.

Title 29 C.F.R. § 18.6(d)(2) provides that where a party fails to comply with any order of the administrative law judge, the judge may "[r]ule... that a decision of the proceeding be rendered against the non-complying party" 29 C.F.R. § 18.6(d)(2)(v).

On August 17, 1993, this Office granted Respondent's Motion to Compel and ordered Complainant to file its Prehearing exchange within thirty (30) days from August 17, 1993, or show cause why it had not complied with the Prehearing Exchange and why this case should not be dismissed. As of this date, Complainant has not responded to the Order. Therefore, in accordance with 29 C.F.R. § 18(d)(2)(v), this case is DISMISSED.


JOHN M. VITTON
Deputy Chief Judge

Washington, DC

JMV/RPF/mb

E-ALJ-000375

SERVICE SHEET

CASENAME: Rural Alabama Development Corp.

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TITLE OF DOCUMENT: ORDER OF DISMISSAL

This is to certify that the above-reference document was sent on the 7th day of December 1993 to the following:

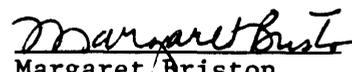
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