

**U.S. Department of Labor**

Administrative Review Board  
200 Constitution Ave. NW  
Washington, DC 20210-0001



**IN THE MATTER OF:**

**ADMINISTRATOR, WAGE  
AND HOUR DIVISION,  
UNITED STATES DEPARTMENT  
OF LABOR,**

**ARB CASE NO. 2022-0062**

**ALJ CASE NO. 2015-MSP-00001**

**DATE: October 20, 2022**

**PROSECUTING PARTY,**

**v.**

**WYRICK & SONS PINE STRAW,**

**RESPONDENT.**

***For the Administrator, Wage and Hour Division:***

**Seema Nanda, Esq.; Jennifer S. Brand, Esq.; Rachel Goldberg, Esq.;  
and Sayra A. Gordillo, Esq.; *U.S. Department of Labor, Office of the  
Solicitor; Washington, District of Columbia***

***For the Respondent:***

**Ronald Mowrey, Esq.; *Mowrey Law Firm, P.A.; Tallahassee, Florida***

**Before GODEK and PUST, Administrative Appeals Judges**

## **ORDER OF DISMISSAL**

**PER CURIAM:**

This case arises under the Migrant and Seasonal Agricultural Worker Protection Act (the Act).<sup>1</sup> On August 15, 2022, a United States Department of Labor Administrative Law Judge (ALJ) issued a Decision and Order on Remand (D. & O.),

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<sup>1</sup> 29 U.S.C. §§ 1801–1872.

in which the ALJ concluded that Respondent Wyrick & Sons Pine Straw was not subject to the Act.

On September 1, 2022, the Principal Deputy Administrator of the Wage and Hour Division of the United States Department of Labor (Administrator) filed an Unopposed Motion to Extend Time to Consider and Potentially File Petition for Review (Motion) with the Administrative Review Board (Board). In the Motion, the Administrator requested a thirty-day extension of time to file a petition for review of the D. & O. The Board granted the Administrator's Motion on September 6, 2022, and ordered the Administrator to file a petition for review on or before October 6, 2022.

On October 6, 2022, the Administrator filed a Notice of Decision to Not File Petition for Review and Motion to Dismiss, in which the Administrator notified the Board she will not pursue an appeal in this matter. Thereafter, the Administrator moved to dismiss this case.

Accordingly, this appeal is **DISMISSED**.

**SO ORDERED.**

  
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**STEPHEN M. GODEK**  
Administrative Appeals Judge

  
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**TAMMY L. PUST**  
Administrative Appeals Judge