

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 11 February 2013

Case No.: **2013-TLC-00016**

ETA Case No: H-300-12355-273367

In the Matter of:

MARIA L. PATRICIO,
Employer.

ORDER OF REMAND

The instant case, which arises under the temporary agricultural labor or services provision of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(H)(ii)(a) and its implementing regulations found at 20 C.F.R. Part 655 Subpart B, has been assigned to the undersigned administrative law judge for appropriate proceedings. It involves a January 22, 2013 request for a de novo hearing by Employer Maria L. Patricio (“Employer”). *See* 20 C.F.R. §655.164. The administrative file was received on January 30, 2013 and, following a conference call of January 31, 2013, a telephonic hearing was held on Tuesday, February 5, 2013. At the hearing, both the Certifying Officer and Ms. Patricio provided testimony.

By e-mail of February 8, 2013, Vincent C. Costantino, Esq., Office of the Solicitor, advised that the Certifying Officer and the Complainant had resolved this case. He further advised that the Certifying Officer had agreed to accept this application for additional processing and therefore requested a remand of this matter, and he indicated that Complainant had agreed to this request.

Inasmuch as the parties agree that this matter should be remanded to the CO for further processing, it will be remanded. Accordingly,

ORDER

IT IS HEREBY ORDERED that this matter is **REMANDED** to the Certifying Officer for further processing.

PAMELA J. LAKES
Administrative Law Judge

Washington, D.C.