



**MARIA ANGELICA V. ARISTON,**

**ARB CASE NO. 12-008**

**PROSECUTING PARTY,**

**ALJ CASE NO. 2011-LCA-030**

**v.**

**DATE: December 15, 2011**

**BOARD OF EDUCATION OF PRINCE  
GEORGE'S COUNTY,**

**RESPONDENTS.**

**BEFORE: THE ADMINISTRATIVE REVIEW BOARD**

**NOTIFICATION TO PARTIES THAT CASE  
HAS NOT BEEN ACCEPTED FOR REVIEW**

On November 3, 2011, Prosecuting Party, Maria Angelica V. Ariston, filed an appeal from a Department of Labor Administrative Law Judge's Order Granting in Part the Joint Motion of the Administrator and the Board of Education to Dismiss, and Granting Motion to Sever with the Administrative Review Board in this case arising under the under the Immigration and Nationality Act, as amended (INA or the Act).<sup>1</sup> The Secretary of Labor has delegated her authority to the Board to consider an appeal of the Administrative Law Judge's decision in this case.<sup>2</sup>

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<sup>1</sup> 8 U.S.C.A. §§ 1101-1537 (West 1999 & Thompson Reuters Supp. 2011). The INA's implementing regulations are found at 20 C.F.R. Part 655, Subparts H and I (2011).

<sup>2</sup> 8 U.S.C.A. § 1182(n)(2); 20 C.F.R. § 655.845. *See* Secretary's Order No. 1-2010, 75 Fed. Reg. 3,924-25 (Jan. 15, 2010) (delegating to the ARB the Secretary's authority to review cases including those arising under the INA).

The INA's implementing regulations provide that the Board must notify the parties and the Administrative Law Judge (ALJ) within 30 calendar days if the Board determines that it will review the ALJ's decision<sup>3</sup>. The Board issued no such order in this case. Accordingly, the parties are notified that the case has not been accepted for review. Furthermore, the ALJ's October 5, 2011 Order has become the final order of the Department of Labor.

**FOR THE ADMINISTRATIVE REVIEW BOARD:**

**Janet R. Dunlop**  
**General Counsel**

**Note:** Questions regarding any case pending before the Board should be directed to the Board's Paralegal Specialist. Juanetta Walker - Telephone: (202) 693-6200  
Facsimile: (202) 693-6220

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<sup>3</sup> 20 C.F.R. § 655.845(c).