

**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
OFFICE OF THE CHIEF ADMINISTRATIVE HEARING OFFICER**

_____)	
UNITED STATES OF AMERICA,)	
Complainant,)	8 U.S.C. § 1324a Proceeding
)	
v.)	OCAHO Case No. 98A00047
)	
ALL NATIONS EXPRESS LABOR)	Judge Robert L. Barton, Jr.
SERVICE,)	
Respondent.)	
_____)	

ORDER OF DISMISSAL

(December 1, 1998)

Both parties have filed with the Court a document entitled Consent Findings and Proposed Order. Complainant and Respondent request that I accept the consent findings submitted by the parties and issue the proposed order.

The OCAHO Rules of Practice and Procedure provide that when parties or their authorized representatives enter into a proposed settlement agreement, they may submit to the Judge either a proposed agreement containing consent findings and a proposed decision and order or notify the Judge that the parties have reached a full settlement and have agreed to the dismissal of the action. 28 C.F.R. § 68.14(a) (1997).

In this case, the parties submitted a document entitled Consent Findings, but this document does not contain the language required by 28 C.F.R. § 68.14(b)(1)-(4). Consequently, I decline to adopt these consent findings. However, the parties have reached a full settlement and, as part of the settlement, Respondent has agreed to pay a civil money penalty of \$11,500 in full settlement of this case. See ¶ 3 of proposed consent findings. Therefore, pursuant to 28 C.F.R. § 68.14(a)(2), I hereby order Respondent to pay a civil money penalty of \$11,500, and I dismiss this case with prejudice.

ROBERT L. BARTON, JR.
ADMINISTRATIVE LAW JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of December, 1998, I have served the foregoing Order

of Dismissal on the following persons at the addresses shown, by first class mail, unless otherwise noted:

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