

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

August 18, 2022

SANJESHNI LATA HUSSAIN,)	
Complainant,)	
)	
v.)	8 U.S.C. § 1324b Proceeding
)	OCAHO Case No. 2021B00057
)	
AMAZON WEB SERVICES, INC.,)	
Respondent.)	
_____)	

ORDER GRANTING DISMISSAL

I. PROCEDURAL HISTORY

On September 20, 2021, Complainant, Sanjeshni Lata Hussain, filed a complaint with the Office of the Chief Administrative Hearing Officer (OCAHO) against Respondent, Amazon Web Services, Inc., alleging that Respondent retaliated against her in violation of 8 U.S.C. § 1324b.

On November 5, 2021, Complainant filed a Request to Dismiss Complaint. She “no longer intends to pursue this action against Amazon, wishes to withdraw her complaint in its entirety.” Request to Dismiss Complaint 1. The Respondent filed neither a response to the Complainant’s motion nor an answer.

II. LEGAL STANDARDS AND ANALYSIS

The Court’s procedural regulations “do not specifically cover a voluntary dismissal by the complainant, . . . the Federal Rules of Civil Procedure (FRCP) may be used as a general guideline for any situation not covered by the OCAHO rules, the Administrative Procedure Act, any other applicable statute, executive order, or regulation.” *Zajradhara v. Changxing Corp.*, 14 OCAHO no. 1356, 2 (2020) (citing 28 C.F.R. § 68.1); *e.g.*, *United States v. Johnny & Leona Ent., LLC*, 13 OCAHO no. 1325, 1 (2019); *see United States v. La Parisienne Bakery, LLC*, 15 OCAHO no. 1390a, 2 (2021).¹

¹ Citations to OCAHO precedents reprinted in bound Volumes 1 through 8 reflect the volume number and the case number of the particular decision, followed by the specific page in that

“An action may be dismissed at the plaintiff’s request... by court order.” Fed. R. Civ. P. 41(a)(2). Complainant seeks dismissal and has done so in conformity with FRCP 41. Respondent, who had an opportunity to be heard, provided no position on the propriety of dismissal.

III. CONCLUSION

Complainant’s Request for Dismissal is GRANTED. The Complaint is DISMISSED WITHOUT PREJUDICE.

SO ORDERED.

Dated and entered on August 18, 2022.

Honorable Andrea R. Carroll-Tipton
Administrative Law Judge

volume where the decision begins; the pinpoint citations which follow are thus to the pages, seriatim, of the specific entire volume. Pinpoint citations to OCAHO precedents subsequent to Volume 8, where the decision has not yet reprinted in a bound volume, are to pages within the original issuances; the beginning page number of an unbound case will always be 1, and is accordingly omitted from the citation. Published decisions may be accessed in the Westlaw database “FIM-OCAHO,” or in the LexisNexis database “OCAHO,” or on the website at <http://www.justice.gov/eoir/OcahoMain/ocahosibpage.htm#PubDecOrders>.