

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

United States of America, Complainant, vs. Jackson Associates, Engineering Consultants, Respondent; 8 USC § 1324a Proceeding; Case No. 89100231.

**ORDER APPROVING COMPLAINT AMENDMENT AND
GRANTING DEFAULT JUDGMENT**

Complaint having issued in this matter on May 26, 1989, and no answer having been timely filed, the Complainant on July 25, 1989, moved for Default Judgment and moved for denial of Respondent's July 5, 1989, request for extension of time to file an answer. On July 27, 1989, a joint telephone conference was held by the Court with the parties and alternative methods of disposing of this case were discussed, of which a consent order or settlement was not acceptable to Respondent because of the Complainant's refusal to agree to a nonadmission of guilt clause. Subsequently, the parties agreed to dispose of this matter by one of the alternative methods discussed, wherein Respondent does not admit guilt but does not wish to contest the matter. Accordingly, Respondent has elected to file no answer and no opposition to the Default Judgment Motion and has already forwarded to Complainant a \$2,000 check to be held pending Default Judgment entry by the Court of the Count I pleadings of the Complaint, and Complainant has by motion filed August 14, 1989, moved for the withdrawal of the Count II Verification Violation of the Complaint.

The proposed disposition of this matter is hereby approved. Complainant's Motion for Withdrawal of Count II Complaint allegation is approved, and Default Judgment on Count I allegations is hereby ordered.

Accordingly, it is hereby found that Respondent is in violation of 8 U.S.C. Sec. 1234a(1)(A) and/or Sec. 1234(a)(a)(2) in that Respondent after November 6, 1986, knowingly hired for employment in the United States or continued to employ Sawar Faridi who was an alien not lawfully admitted for permanent residence or was not authorized by the Act or the Attorney General to accept employment,

IT IS HEREBY ORDERED:

(1) that Respondent pay a civil money penalty in the amount of \$2,000 for Count I of the Complaint;

(2) that Count II of the Complaint is withdrawn;

(3) that Respondent cease and desist from further violating Section 274(a) of the Act, 8 U.S.C. Sec 1324(a); and

(4) that the hearing in this proceeding is cancelled.

This Decision and Order on Default is the final action of the judge in accordance with 28 C.F.R. § 68.51(b) of the Rules, supra. As provided in those Rules at 28 C.F.R. § 68.52, this action shall become the final order of the Attorney General unless, within thirty (30) days from the date of this decision and order, the Chief Administrative Hearing Officer shall have modified or vacated it.

SO ORDERED

Dated this 21st day of August, 1989.

THOMAS R. WILKS
Administrative Law Judge
Division of Judges
1375 K Street, Northwest
Room 1122
Washington, D.C. 20005