

8 U.S.C. § 1324b Proceeding
OCAHO Case No. 2024B00023

¹ Rules of Practice and Procedure, 28 C.F.R. pt. 68 (2020).

“OCAHO case law demonstrates that in instances when a complaint cannot be effectively served, it is dismissed without prejudice[.]” Heath v. VBeyond Corp. & an Anon. Empl’r, 14 OCAHO no. 1368a, 3–4 (2020) (citing United States v. Iniguez-Casillas, 6 OCAHO no. 870, 510, 512 (1996), and then citing United States v. Baches-Corado, 3 OCAHO no. 571 (1993)).² Accordingly, this Complaint may be dismissed if it cannot be effectively served.

As OCAHO is currently unable to serve the Complaint based on the information available to it, the undersigned directs Complainant to provide a working mailing address for Respondent. The Complainant must respond within 21 days of the issuance of this Order. In responding to this order, Complainant may refer to 28 C.F.R. § 68.3(a), for a description of methods for OCAHO to serve the Complaint on a respondent-business.

SO ORDERED.

Dated and entered on January 31, 2024.

Honorable John A. Henderson
Administrative Law Judge

² 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 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>.