

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

October 15, 2024

US TECH WORKERS ET AL.,)	
Complainant,)	
)	
v.)	8 U.S.C. § 1324b Proceeding
)	OCAHO Case No. 2024B00088
)	
CAST 21,)	
Respondent.)	
_____)	

Appearances: John M. Miano, Esq., for Complainant
Jason Keck, Esq., for Respondent

ORDER GRANTING JOINT MOTION TO DISMISS – FINAL ORDER¹

On October 14, 2024, the parties filed an “Agreed Motion to Dismiss, with Prejudice, Pursuant to 28 C.F.R. § 68.14(a)(2).” According to the motion, parties “entered into a Settlement Agreement;” and “all conditions precedent to the Settlement Agreement and Release in Full have been completed and . . . the Parties jointly seek dismissal of this matter, with prejudice, pursuant to 28 C.F.R. § 68.14(a)(2).” Mot. Dismiss 1, 2. The parties did not submit the agreement.

The parties’ filing meets the regulatory requirements for dismissal pursuant to settlement.² The Court exercises its discretion and declines to require the filing of the settlement agreement. Because the parties have jointly requested dismissal with prejudice and complied with the regulatory requirements for dismissal, the case is hereby DISMISSED with prejudice.

SO ORDERED.

Dated and entered on October 15, 2024.

Honorable Andrea R. Carroll-Tipton
Administrative Law Judge

¹ In conformity with 28 C.F.R. § 68.52(e), this is the Final Order in this case. OCAHO Rules of Practice and Procedure, 28 C.F.R. pt. 68 (2024).

² Parties shall “[n]otify the Administrative Law Judge [when they] have reached a full settlement and have agreed to dismissal of the action. Dismissal of the action shall be subject to the approval of the Administrative Law Judge, who may require the filing of the settlement agreement.” 28 C.F.R. § 68.14(a)(2).

Appeal Information

This order shall become the final agency order unless modified, vacated, or remanded by the Attorney General. Provisions governing the Attorney General's review of this order are set forth at 28 C.F.R. pt. 68. Within sixty days of the entry of an Administrative Law Judge's final order, the Attorney General may direct the CAHO to refer any final order to the Attorney General for review, pursuant to 28 C.F.R. § 68.55.

Any person aggrieved by the final order has sixty days from the date of entry of the final order to petition for review in the United States Court of Appeals for the circuit in which the violation is alleged to have occurred or in which the employer resides or transacts business. *See* 8 U.S.C. § 1324b(i)(1); 28 C.F.R. § 68.57. A petition for review must conform to the requirements of Rule 15 of the Federal Rules of Appellate Procedure.