

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

Ramon Troncoso, Complainant v. Ferlin Service Industries,
Respondent; 8 U.S.C. 1324b Proceeding; Case No. 88200235.

ORDER DISMISSING COMPLAINT--DEFAULT DECISION

Complainant having failed to respond to the Order To Show Cause issued October 24, 1989, it is accordingly determined that default decision against it be issued as an abandonment of request for hearing under 28 C.F.R. Sec. 68.18(d). It is further determined that Complainant having failed to comply with the outstanding Orders of the Court issued under 28 C.F.R. Sec. 68.8, not only has Complainant abandoned prosecution of this case but that pursuant to 28 C.F.R. 68.19(c) and 68.36, no issue of fact exists to warrant a hearing as Complainant is unable to adduce evidence in support of its position or in contradiction of Respondent's affirmative defense, i.e., that any alleged adverse action taken toward Complainant was based upon motivation not prohibited by the Immigration Reform and Control Act of 1986.

Complainant is found in default and Complaint is dismissed with prejudice.

SO ORDERED.

Dated this 5th day of December, 1989.

THOMAS R. WILKS
Administrative Law Judge
Division of Judges
1375 K Street, N.W.
Room 1122
Washington, D.C. 20005-33037