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

May 16, 2024

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

ORDER – COMPLAINANT TO PROVIDE ADDRESS FOR SERVICE ON RESPONDENT

This case arises under the antidiscrimination provisions of the Immigration and Nationality Act (INA), as amended, 8 U.S.C. § 1324b. Complainant, US Tech Workers et al., filed a Complaint with the Office of the Chief Administrative Hearing Officer (OCAHO) on March 19, 2024, against Respondent, Cast 21. Complainant alleges that Respondent engaged in discrimination based on citizenship status (hiring), in violation of 8 U.S.C. § 1324b(a)(1).

On April 1, 2024, the Chief Administrative Hearing Officer (CAHO) sent a Notice of Case Assignment for Complaint Alleging Unfair Immigration-Related Employment Practices (NOCA) and a copy of the Complaint by United States Postal Service (USPS) certified mail to the address for Respondent listed on the Complaint. According to the USPS tracking service website, the documents are being "returned to sender . . . because the address was vacant or the business was no longer operating at the location and no further information was available."

When OCAHO "encounters difficulty with perfecting service, [the Court] may direct that a party execute service of process." 28 C.F.R. § 68.63(c).[1] Because the Court has encountered difficulties in service as described above, it now ORDERS Complainant to submit a filing containing a working mailing address for Respondent. This submission must be received by the Court within 21 days of the date this Order is issued.

[1] OCAHO Rules of Practice and Procedure, 28 C.F.R. pt. 68 (2022).

Complainant is further advised that when a complaint cannot be served, the case may be dismissed without prejudice. *See Ramirez v. Sam's Club*, 18 OCAHO no. 1525, 2 (2024)[2] (quoting *Heath v. VBeyond Corp. & an Anon. Empl'r*, 14 OCAHO no. 1368a, 3-4 (2020)).

SO ORDERED.

Dated and entered on May 16, 2024.

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Honorable Andrea R. Carroll-Tipton
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 been 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 "FIMOCAHO," or in the LexisNexis database "OCAHO," or on the website at https://www.justice.gov/eoir/office-of-the-chief-administrative-hearing-officer-decisions.