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Margarita Garcia Ocana v. El Dorado Stone, LLC 11 OCAHO 1244 (2015)
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In Considering Non-Statutory Factor, Facts Must Supprt Favorable Exercise of Discretion

United States v. Century Hotels Corporation, d/b/a Scottsdale Thunderbird Suites 11 OCAHO 1218 (2014)

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United States v. Skydive Academy of Hawaii Corporation d/b/a Skydive Hawaii 6 OCAHO 848 (1996)

Movant Bears Initial Burden to Demonstrate Absence of Genuine Issue of Material Fact

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Non-Statutory Factor Considered As Matter of Equity

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Party Moving for Summary Decision Must Show There Is No Genuine Issue of Material Fact

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Party Seeking Consideration of Non-Statutory Factor Bears Burden of Proof

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United States v. Patricio Torres, Individually and d/b/a Superior Roof Services 1 OCAHO 83 (1989)

United States v. Student Exchange International, Inc. 1 OCAHO 117 (1989)

United States v. Torres Mexican Food, Inc. 4 OCAHO 596 (1994)

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United States v. Widow Brown's Inn, Inc. t/a Widow Brown's Inn Main & Bushkill Streets 3 OCAHO 399 (1992)

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United States v. New El Rey Sausage Company 1 OCAHO 78 (1989)

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United States v. Widow Brown's Inn, Inc. t/a Widow Brown's Inn Main & Bushkill Streets 3 OCAHO 399 (1992)

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Ability to Pay May Be Appropriate Factor to Consider In Assessing the Amount of the Penalty

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United States v. Metropolitan Warehouse, Inc. 10 OCAHO 1207 (2013)

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United States v. The Red Coach Restaurant, Inc. 10 OCAHO 1200 (2013)

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Across-the-Board Enhancement for Presence of Only Some Unauthorized Workers Not Permitted

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)
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Additional Factors That May Be Considered Are Party's Financials and Leniency to Small Businesses

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)
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United States v. Forsch Polymer Corporation 10 OCAHO 1156 (2012)
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Government Must Prove Existence of Aggravation Factor by Preponderance of Evidence
United States v. Natural Environmental, Inc. 10 OCAHO 1197 (2013)
Lack of good faith
Siam Thai Sushi Restaurant, d/b/a Four Siamese Company, Inc. 10 OCAHO 1174 (2013)
Aggravation - Lack of Good Faith

United States v. Modern Disposal Incorporated 10 OCAHO 1175 (2013)
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United States v. Modern Disposal Incorporated 10 OCAHO 1175 (2013)
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United States v. Siwan & Brothers, Inc. d/b/a Subway #37616 10 OCAHO 1178 (2013)

United States v. Siwan & Sons, Inc. d/b/a Subway #35029 and Subway #23095 10 OCAHO 1179 (2013)

ALJ Can Consider Public Policy of Leniency to Small Entities

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

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United States v. Niche, Inc. 11 OCAHO 1250 (2015)

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

ALJ Can Consider Small Business Act's Policy of Leniency for Businesses Supporting War Effort

United States v. Niche, Inc. 11 OCAHO 1250 (2015)

ALJ Considers Five Statutory Factors Set Out in 8 U.S.C. Section 1324a(e)(5) In Assessing the Penalty

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United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

ALJ Erred in Reducing Fine to Minimum Bases on Erroneous Assumption of Government Overreach

United States v. Crescent City Meat Company, Inc. 11 OCAHO 1217 (2014)

ALJ has Discretion to Adopt ICE's Proposed Penalty Where it is Proportionate and Suitable

Ketchikan Drywall Services, Inc. v. Immigration and Customs Enforcement; Office of the Chief Administrative Hearing Officer 10 OCAHO 1201 (2013)

United States v. Durable, Inc. 11 OCAHO 1231 (2014)

ALJ In 1324b Case Looks At Nature and Circumstances of Violation and Respondent's Conduct During Case

United States v. Jerry Estopy and Manuel Bortoni, d/b/a Estopy Farms 11 OCAHO 1256 (2015)

ALJ Not Bound by ICE's Method of Calculating Penalties

United States v. Durable, Inc. 11 OCAHO 1231 (2014)

ALJ Not Required to Make Individualized Findings Regarding Each Violation

Ketchikan Drywall Services, Inc. v. Immigration and Customs Enforcement; Office of the Chief Administrative Hearing Officer 10 OCAHO 1201 (2013)

An Employer Demonstrates Bad Faith by Paying Unauthorized Workers in Cash Under the Table

United States v. Symmetric Solutions, Incorporated d/b/a Minerva Indian Cuisine 10 OCAHO 1209 (2014)

Assessment of Penalty Greater Than Requested

United States v. Aid Maintenance Company, Inc. 8 OCAHO 1023 (1999)

Bad Faith Requires a Showing of Culpable Conduct Beyond Respondent's Verification Failures

Margarita Garcia Ocana v. El Dorado Stone, LLC 11 OCAHO 1244 (2015)

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Certain Statutory Factors May Be More Compelling Than Others in the Context of a Specific Case

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United States v. Romans Racing Stables, Inc. 11 OCAHO 1232 (2014)

Change of Corporate Ownership After a Violation Does Not Affect History of Violations Factor

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United States v. Jerry Estopy and Manuel Bortoni, d/b/a Estopy Farms 11 OCAHO 1256 (2015)

Company Tax Losses Do Not Necessarily Establish Poor Financial Condition or Inability To Pay

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Culpable Conduct Can Be Shown by Evidence that Employer Tried to Mislead Government

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United States v. Liberty Packaging, Inc. 11 OCAHO 1245 (2015)

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United States v. Furr's/Bishop's Cafeterias d/b/a Furr's Cafeterias 2 OCAHO 330 (1991)

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United States v. Symmetric Solutions, Incorporated d/b/a Minerva Indian Cuisine 10 OCAHO 1209 (2014)

Difference in Seriousness of Violations May Be Reflected in the Final Penalty

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United States v. The Red Coach Restaurant, Inc. 10 OCAHO 1195 (2013)

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Failure to Complete I-9 Within Three Business Days is Serious Violation

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Failure to Conform Practices to Law After Previous Violations May Constitute Lack of Good Faith

United States v. Durable, Inc. 11 OCAHO 1231 (2014)

Failure to Cooperate With ICE's Investigation Can Constitute Culpable Conduct

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Failure to Prepare Form I-9 Among Most Serious Paperwork Violations

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Failure to Prepare Form I-9 Generally Warrants Higher Penalty Than Do Errors or Omissions on Form

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Failure to Prepare I-9 Among Most Serious Paperwork Violations

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Failure to Prepare I-9 More Serious Than Paperwork Violations

United States v. Senox Corporation 11 OCAHO 1219 (2014)

Failure to Present I-9 Forms Due to Loss Is Still a Serious Violation

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

Failure to Properly Complete I-9 Less Serious Than Failure to Prepare or Present I-9

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

Failure to Show That Certain Individuals Were Unauthorized Does Not Require Mitigation

United States v. Romans Racing Stables, Inc. 11 OCAHO 1232 (2014)

Forms I-9 May Be So Deficient That Violations Are Tantamount to Total Failure to Prepare an I-9

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

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United States v. Alyn Industries, Inc. d/b/a Electronic Source Company 10 OCAHO 1141 (2011)

United States v. A-Plus Roofing, Inc. 1 OCAHO 209 (1990)

United States v. Applied Computer Technology 2 OCAHO 367 (1991)

United States v. Armando Alvarez-Suarez 6 OCAHO 862 (1996)

United States v. Big Bear Market 1 OCAHO 48 (1989)

United States v. Broadcasters Unlimited, Inc. d/b/a KGRE AM Radio 4 OCAHO 719 (1994)

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United States v. Busy Corner Sportswear, Inc. 3 OCAHO 511 (1993)

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United States v. David Day d/b/a David Day Masonry	3	OCAHO	575	(1993)
United States v. Davis Nursery, Inc.	4	OCAHO	694	(1994)
United States v. Diamond Construction, Inc.	3	OCAHO	451	(1992)
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United States v. Ed Valencia & Sons, Inc. d/b/a Valladares	2	OCAHO	316	(1992)
United States v. El Azteca Dunkirk, Inc.	10	OCAHO	1172	(2013)
United States v. Elder Jerez d/b/a Green Scaping	3	OCAHO	420	(1992)
United States v. Felipe, Inc.	1	OCAHO	93	(1989)
United States v. Felipe, Inc.	1	OCAHO	108	(1989)
United States v. Galilee Fashions, Inc.	4	OCAHO	697	(1994)
United States v. Gerald Hollendorfer	1	OCAHO	175	(1990)
United States v. Giamblis Enterprises	5	OCAHO	817	(1995)
United States v. Gloria Fashions, Inc.	6	OCAHO	887	(1996)
United States v. Guillermo Perales d/b/a Mexican Bakery	2	OCAHO	315	(1991)
United States v. Hardeep Singh	3	OCAHO	520	(1993)
United States v. Honeybake Farms, Inc.	2	OCAHO	311	(1991)
United States v. Hudson Delivery Service, Inc. d/b/a Home Delivery Service	7	OCAHO	945	(1997)
United States v. Hugh Jeffrey Fox d/b/a Frank & Stein	5	OCAHO	756	(1995)
United States v. Ice Castles Daycare Too, Inc.	10	OCAHO	1142	(2011)
United States v. Jesus Satarain, Individually	3	OCAHO	557	(1993)
United States v. Jimmy Bai Huang d/b/a Great Wall Chinese Restaurant	1	OCAHO	300	(1991)
United States v. Johnny Ng Lim and Christina Lim Go d/b/a The New Orient	3	OCAHO	499	(1993)
United States v. Johnny Ng Lim and Christina Lim Go d/b/a The New Orient	3	OCAHO	512	(1993)
United States v. Kangaroo Express of Pueblo	3	OCAHO	581	(1993)

United States v. Ketchikan Drywall Services, Inc.	10	OCAHO	1139	(2011)
United States v. Kim Dong Hui t/a Chestnut Gourmet Restaurant	3	OCAHO	479	(1992)
United States v. La Casona d/b/a La Casona Mexican Restaurant	4	OCAHO	712	(1994)
United States v. Landscapes By Susanna	3	OCAHO	556	(1993)
United States v. Landscapes By Susanna	3	OCAHO	556	(1993)
United States v. Leo Yruegas d/b/a Chito's Mexican Restaurant	1	OCAHO	45	(1989)
United States v. M.T.S. Service Corporation d/b/a Maggie's Catering Mexico Tipico Restaurant	3	OCAHO	448	(1992)
United States v. Mester Manufacturing Company	1	OCAHO	18	(1988)
United States v. Minaco Fashions, Inc.	3	OCAHO	552	(1993)
United States v. Monfort, Inc.	4	OCAHO	597	(1994)
United States v. Nancy Mubarki	5	OCAHO	816	(1995)
United States v. Neighbors of Hawaii d/b/a Tower of Power	1	OCAHO	262	(1990)
United States v. New China Buffet Restaurant	10	OCAHO	1132	(2010)
United States v. Nicolas Tinoco-Medina	6	OCAHO	890	(1996)
United States v. Noel Plastering & Stucco, Inc.	2	OCAHO	319	(1991)
United States v. Noel Plastering & Stucco, Inc.	2	OCAHO	377	(1991)
United States v. Noel Plastering & Stucco, Inc.	3	OCAHO	427	(1992)
United States v. Onion River Sports, Inc.	4	OCAHO	673	(1994)
United States v. Orlando Diaz-Rosas	4	OCAHO	702	(1994)
United States v. Oscar Chacon, Sr.	3	OCAHO	578	(1993)
United States v. Pedro Dominguez	7	OCAHO	972	(1997)
United States v. Penrod National Enterprises, Inc. d/b/a Floral Bionomics Landscape Management	3	OCAHO	559	(1993)
United States v. Penrod National Enterprises, Inc. d/b/a Floral Bionomics Landscape Management	3	OCAHO	559	(1993)
United States v. Ricardo Calderon, Inc.	6	OCAHO	832	(1996)
United States v. Riverboat Delta King, Inc.	5	OCAHO	738	(1995)
United States v. Robert Griffin d/b/a Griff's Landscape	1	OCAHO	50	(1989)
United States v. Robison Fruit Ranch, Inc.	6	OCAHO	855	(1996)
United States v. Rosario Strano and Vito Strano d/b/a Strano Farms	5	OCAHO	748	(1995)

United States v. San Ysidro Ranch	1	OCAHO	183	(1990)
United States v. Satarain, Individually	3	OCAHO	557	(1993)
United States v. SDI Industries, Inc.	3	OCAHO	465	(1992)
United States v. Sea Pine Inn, Inc. t/a Sea Pine Inn	1	OCAHO	873	(1989)
United States v. Sergio Alaniz d/b/a Sagunada	1	OCAHO	297	(1991)
United States v. Snack Attack Deli, Inc.	10	OCAHO	1137	(2010)
United States v. Task Force Security, Inc. d/b/a Task Force Security and Investigations	3	OCAHO	563	(1993)
United States v. Task Force Security, Inc. d/b/a Task Force Security and Investigations	4	OCAHO	625	(1994)
United States v. The Beverly Center	5	OCAHO	762	(1995)
United States v. The Wrangler's Country Café, Inc. and Henry D. Stieben	1	OCAHO	191	(1990)
United States v. Tom & Yu, Inc. t/a Peking Garden Restaurant	3	OCAHO	445	(1992)
United States v. Tuttle's Design Build, Inc.	3	OCAHO	422	(1992)
United States v. Ulysses, Inc. and Ulysses Restaurant Group, Inc.	3	OCAHO	449	(1992)
United States v. Visit USA Bureau - San Francisco, Inc.	1	OCAHO	155	(1990)
United States v. Widow Brown's Inn, Inc. t/a Widow Brown's Inn Main & Bushkill Streets	3	OCAHO	399	(1992)
United States v. Wood 'N Stuff	3	OCAHO	574	(1993)

Good Faith Assessment Looks Primarily at Steps Employer Took Before Notice of Inspection

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co.	12	OCAHO	1276	(2016)
United States v. Hartmann Studios, Inc.	11	OCAHO	1255	(2015)
United States v. Quickstuff, LLC, Its Member Maria Castillo, and A&C Staffing, LLC	11	OCAHO	1265	(2015)

Good Faith Compliance

United States v. Alyn Industries, Inc. d/b/a Electronic Source Company	10	OCAHO	1141	(2011)
United States v. Four Seasons Earthworks, Inc.	10	OCAHO	1150	(2012)
United States v. Ketchikan Drywall Services, Inc.	10	OCAHO	1139	(2011)

Good Faith Defense

United States v. Anchor Seafood Distributors, Inc. d/b/a Anchor Fish Company	5	OCAHO	758	(1995)
United States v. Benjamin P. Raygoza d/b/a Cielito Lindo Restaurant	5	OCAHO	729	(1995)
United States v. Danny Mathis d/b/a Mathis Maspory	4	OCAHO	717	(1994)
United States v. Danny Mathis d/b/a Mathis Maspory	5	OCAHO	752	(1995)
United States v. David Jenkins	5	OCAHO	743	(1995)
United States v. Draper-King Cole, Inc.	7	OCAHO	933	(1997)
United States v. Four Star Knitting, Inc.	6	OCAHO	868	(1996)
United States v. Hudson Delivery Service, Inc. d/b/a Home Delivery Service	7	OCAHO	945	(1997)
United States v. Ice Castles Daycare Too, Inc.	10	OCAHO	1142	(2011)
United States v. Karnival Fashion, Inc.	5	OCAHO	783	(1995)
United States v. Kerry J. Vicker d/b/a SNB Cleaning	5	OCAHO	819	(1995)
United States v. LFW Dairy Corporation	10	OCAHO	1129	(2009)
United States v. Mark Steven Carter d/b/a Dixie industrial Service Company	6	OCAHO	865	(1996)
United States v. Mark Steven Carter d/b/a Dixie Industrial Service Company	7	OCAHO	931	(1997)
United States v. Mesabi Bituminous, Inc.	5	OCAHO	801	(1995)
United States v. Monroe Novelty Co., Inc. d/b/a Monroe Novelties Corporation	7	OCAHO	986	(1998)
United States v. Pegasus Restaurant, Inc.	10	OCAHO	1143	(2012)
United States v. Primera Enterprises, Inc. d/b/a J.B.'s Lounge	4	OCAHO	692	(1994)
United States v. Ricky Catalano d/b/a Papa Joe's Pizza	7	OCAHO	974	(1997)
United States v. Riverboat Delta King, Inc.	5	OCAHO	738	(1995)
United States v. Rupson of Hyde Park, Inc. d/b/a Super 8 Motel, Hyde Park	7	OCAHO	958	(1997)
United States v. Skydive Academy of Hawaii Corporation d/b/a Skydive Hawaii	6	OCAHO	848	(1996)
United States v. Sunshine Building Maintenance, Inc.	7	OCAHO	997	(1998)
United States v. Taco Plus, Inc. d/b/a Taco Loco	5	OCAHO	775	(1995)
United States v. Task Force Security, Inc. d/b/a Task Force Security and Investigations	4	OCAHO	625	(1994)
United States v. Tri-Component Product Corporation	6	OCAHO	853	(1996)
United States v. Vogue Pleating, Stitching & Embroidery Corporation	5	OCAHO	782	(1995)
United States v. Williams Produce, Inc.	5	OCAHO	730	(1995)

Government Bears Burden of Proving Penalty and Aggravating Factor by Preponderance of Evidence

United States v. Cawoods Produce, Inc.	12 OCAHO	1280	(2016)
United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167)	11 OCAHO	1258	(2015)
United States v. Homestead Metal Recycling Corp.	11 OCAHO	1251	(2015)
United States v. Keegan Varitey, LLC	11 OCAHO	1238	(2014)
United States v. Niche, Inc.	11 OCAHO	1250	(2015)

Government Bears the Burden of Proof on Penalty and Aggravating Factors

Margarita Garcia Ocana v. El Dorado Stone, LLC	11 OCAHO	1244	(2015)
United States v. Buffalo Transportation, Inc.	11 OCAHO	1263	(2015)
United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles	12 OCAHO	1281	(2016)
United States v. Employer Solutions Staffing Group II, LLC	11 OCAHO	1242	(2015)
United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co.	12 OCAHO	1276	(2016)
United States v. Golden Employment Group, Inc.	12 OCAHO	1277	(2016)
United States v. Golf International d/b/a Desert Canyon Golf	11 OCAHO	1222	(2014)
United States v. Hair U Wear, LLC	11 OCAHO	1268	(2016)
United States v. Liberty Packaging, Inc.	11 OCAHO	1245	(2015)
United States v. Muniz Concrete & Contracting, Inc.	12 OCAHO	1278	(2016)
United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging	11 OCAHO	1253	(2015)
United States v. SKZ Harvesting, Inc.	11 OCAHO	1266	(2016)
United States v. Speedy Gonzalez Construction, Inc.	11 OCAHO	1243	(2015)
United States v. Wave Green, Inc. d/b/a Golden Farm Market	11 OCAHO	1267	(2016)

Government Must Prove Aggravating Factor by Preponderance of Evidence

Margarita Garcia Ocana v. El Dorado Stone, LLC	11 OCAHO	1244	(2015)
United States v. Dr. Robert Schaus, D.D.S.	11 OCAHO	1239	(2014)
United States v. Employer Solutions Staffing Group II, LLC	11 OCAHO	1242	(2015)

United States v. Kobe Sakura Japanese, Inc. 10 OCAHO 1205 (2013)

United States v. Kobe Sapporo Japanese, Inc. 10 OCAHO 1204 (2013)

United States v. Liberty Packaging, Inc. 11 OCAHO 1245 (2015)

United States v. Red Bowl of Cary, LLC, Inc. d/b/a Red Bowl Asian Bistro 10 OCAHO 1206 (2013)

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

United States v. Two For Seven, LLC d/b/a Black & Blue Restaurant 10 OCAHO 1208 (2014)

Government Has Burden of Proof by Preponderance of Evidence

United States v. Platinum Builders of Central Florida, Inc. 10 OCAHO 1199 (2013)

Government Must Prove Existence of Aggravating Factor by Preponderance of Evidence

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

ICE Fine Guidelines Have No Binding Effect on OCAHO

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)

United States v. Golden Employment Group, Inc. 12 OCAHO 1277 (2016)

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

United States v. Keegan Varitey, LLC 11 OCAHO 1238 (2014)

United States v. Niche, Inc. 11 OCAHO 1250 (2015)

United States v. Senox Corporation 11 OCAHO 1219 (2014)

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

ICE Guidelines

United States v. Super 8 Motel & Villella Italian Restaurant 10 OCAHO 1191 (2013)

If 5 Factors Considered, Statute Neither Mandates Nor Precludes Mathematical Formula to Set Fine

United States v. Senox Corporation 11 OCAHO 1219 (2014)

Illegal Alien(s)

United States v. Alberta Sosa, Inc. 6 OCAHO 831 (1996)
United States v. Alyn Industries, Inc. d/b/a Electronic Source Company 10 OCAHO 1141 (2011)
United States v. Chef Rayko, Inc. d/b/a Chef Rayko's Cucina Italiana 5 OCAHO 794 (1995)
United States v. Chef Rayko, Inc. d/b/a Chef Rayko's Cucina Italiana 5 OCAHO 803 (1995)
United States v. Fortune East Fashion, Inc. 7 OCAHO 992 (1998)
United States v. Four Star Knitting, Inc. 6 OCAHO 868 (1996)
United States v. Giamblis Enterprises 6 OCAHO 834 (1996)
United States v. Great Bend Packing Company 6 OCAHO 835 (1996)
United States v. Hudson Delivery Service, Inc. d/b/a Home Delivery Service 7 OCAHO 945 (1997)
United States v. Randall Kurzon, Individually and Alonza Restaurant Ventures, inc. 4 OCAHO 637 (1994)
United States v. Ricardo Calderon, Inc. 6 OCAHO 832 (1996)
United States v. Skydive Academy of Hawaii Corporation d/b/a Skydive Hawaii 6 OCAHO 848 (1996)
United States v. Sunshine Building Maintenance, Inc. 7 OCAHO 997 (1998)
United States v. Tri-Component Product Corporation 6 OCAHO 853 (1996)
INS Guidelines

United States v. Monroe Novelty Co., Inc. d/b/a Monroe Novelties Corporation 7 OCAHO 986 (1998)
United States v. Pedro Dominguez 8 OCAHO 1000 (1998)
United States v. Sunshine Building Maintenance, Inc. 7 OCAHO 997 (1998)
United States v. Williams Produce, Inc. 5 OCAHO 730 (1995)
Instruction Given to Respondent to Refrain from Backdating Put Respondent on Notice of Prohibition

United States v. Kobe Sapporo Japanese, Inc. 10 OCAHO 1204 (2013)
Knowing Hire

United States v. Occupational Resource Management, Inc. 10 OCAHO 1166 (2013)
United States v. Sunshine Building Maintenance, Inc. 7 OCAHO 997 (1998)
Knowing Hire Violations Are Far More Serious Than Any Paperwork Violations

United States v. Foothill Packing, Inc.	11 OCAHO	1240	(2015)
United States v. Jalisco's Bar and Grill, Inc.	11 OCAHO	1224	(2014)

Lack of History of Previous Violations Does Not Require the ALJ to Mitigate Civil Penalty

United States v. Cawoods Produce, Inc.	12 OCAHO	1280	(2016)
United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles	12 OCAHO	1281	(2016)
United States v. Romans Racing Stables, Inc.	11 OCAHO	1232	(2014)
United States v. The Red Coach Restaurant, Inc.	10 OCAHO	1200	(2013)

Leniency Toward Small Entities

United States v. Clean Sweep Janitor Service	11 OCAHO	1226	(2014)
United States v. Crescent City Meat Company, Inc.	11 OCAHO	1223	(2014)
United States v. Kenneth McPeek Racing Stables, Inc.	11 OCAHO	1249	(2015)
United States v. Mr. Mike's Pizza, Inc.	10 OCAHO	1196	(2013)
United States v. New Outlook Homecare, LLC	10 OCAHO	1210	(2014)

Mitigation

United States v. 4431, Inc. t/a Candlelight Inn	4 OCAHO	611	(1994)
United States v. Adolfo Martinez, Jr., Individually d/b/a AAAA Roofing	3 OCAHO	494	(1993)
United States v. Alberta Sosa, Inc.	6 OCAHO	831	(1996)
United States v. Alyn Industries, Inc. d/b/a Electronic Source Company	10 OCAHO	1141	(2011)
United States v. American McNair, Inc.	1 OCAHO	285	(1991)
United States v. Anchor Seafood Distributors, Inc. d/b/a Anchor Fish Company	5 OCAHO	758	(1995)
United States v. Anders Kampe d/b/a Kampe Motors, Ltd.	3 OCAHO	462	(1992)
United States v. Applied Computer Technology	2 OCAHO	367	(1991)
United States v. Basim Aziz Hanna d/b/a Ferris & Ferris Pizza	1 OCAHO	200	(1990)
United States v. Benjamin P. Raygoza d/b/a Cielito Lindo Restaurant	5 OCAHO	729	(1995)

United States v. Big Bear Market	1	OCAHO	48	(1989)
United States v. Boo Bears Den	1	OCAHO	71	(1989)
United States v. Broadway Tire, Inc.	1	OCAHO	226	(1990)
United States v. Broadway Tire, Inc.	2	OCAHO	310	(1991)
United States v. Business Teleconsultants, Ltd.	3	OCAHO	536	(1993)
United States v. Business Teleconsultants, Ltd.	3	OCAHO	565	(1993)
United States v. Busy Corner Sportswear, Inc.	3	OCAHO	511	(1993)
United States v. Cafe Camino Real, Inc.	2	OCAHO	307	(1991)
United States v. Camidor Properties, Inc.	1	OCAHO	299	(1991)
United States v. Carlos Cruz d/b/a La Rosa Bakery	3	OCAHO	453	(1992)
United States v. Central Nebraska Packing, Inc.	4	OCAHO	714	(1994)
United States v. Charles C. W. Wu d/b/a Airport Budget Hotel	3	OCAHO	434	(1992)
United States v. Charo's Corporation d/b/a Charo's Restaurant	2	OCAHO	369	(1991)
United States v. Chef Rayko, Inc. d/b/a Chef Rayko's Cucina Italiana	5	OCAHO	803	(1995)
United States v. China Wok Restaurant, Inc., a Nebraska Corporation	4	OCAHO	608	(1994)
United States v. Collins Food International, Inc. d/b/a Sizzler Restaurant	1	OCAHO	67	(1989)
United States v. Collins Food International, Inc. d/b/a Sizzler Restaurant	1	OCAHO	123	(1990)
United States v. Continental Sports Corporation	5	OCAHO	799	(1995)
United States v. Danny Mathis d/b/a Mathis Maspory	4	OCAHO	717	(1994)
United States v. David Day d/b/a David Day Masonry	3	OCAHO	575	(1993)
United States v. David Jenkins	5	OCAHO	743	(1995)
United States v. Davis Nursery, Inc.	4	OCAHO	694	(1994)
United States v. Dodge Printing Centers, Inc.	1	OCAHO	125	(1990)
United States v. Draper-King Cole, Inc.	7	OCAHO	933	(1997)
United States v. Eagles Groups, Inc. d/b/a Golden Eagle Services	2	OCAHO	342	(1991)
United States v. Ed Valencia & Sons, Inc. d/b/a Valladares	2	OCAHO	316	(1992)
United States v. El Centenario, Inc. d/b/a Las Margaritas III	1	OCAHO	246	(1988)
United States v. Enrique Martinez and Herlinda Martinez d/b/a Enrique's Restaurant	2	OCAHO	360	(1991)

United States v. Enrique Reyes d/b/a King's Produce	4	OCAHO	592	(1994)
United States v. Exim, Inc. and Jaime Monardes, Individually	3	OCAHO	591	(1993)
United States v. Exim, Inc. and Jaime Monardes, Individually	4	OCAHO	604	(1994)
United States v. Felipe, Inc.	1	OCAHO	93	(1989)
United States v. Four Seasons Earthworks, Inc.	10	OCAHO	1150	(2012)
United States v. Four Star Knitting, Inc.	6	OCAHO	868	(1996)
United States v. Gerald Hollendorfer	1	OCAHO	175	(1990)
United States v. Giamblis Enterprises	6	OCAHO	834	(1996)
United States v. Giannini Landscaping, Inc.	3	OCAHO	573	(1993)
United States v. Great Bend Packing Company	6	OCAHO	835	(1996)
United States v. GRS, Inc. d/b/a Gasket Engineering	4	OCAHO	627	(1994)
United States v. Guillermo Perales d/b/a Mexican Bakery	2	OCAHO	315	(1991)
United States v. H&H Saguaro Specialists	10	OCAHO	1147	(2012)
United States v. Hilario Rodriguez, Jr.	1	OCAHO	276	(1990)
United States v. Honeybake Farms, Inc.	2	OCAHO	311	(1991)
United States v. Hugh Jeffrey Fox d/b/a Frank & Stein	5	OCAHO	756	(1995)
United States v. Ice Castles Daycare Too, Inc.	10	OCAHO	1142	(2011)
United States v. James Q. Carlson d/b/a Jimmy On The Spot	1	OCAHO	260	(1990)
United States v. James Q. Carlson d/b/a Jimmy On The Spot	1	OCAHO	264	(1990)
United States v. Jennifer Dittman d/b/a Ready Room Restaurant	1	OCAHO	195	(1990)
United States v. Jimmy Bai Huang d/b/a Great Wall Chinese Restaurant	1	OCAHO	300	(1991)
United States v. John Gasper, Individually and d/b/a John Gasper Labor Contractor	2	OCAHO	394	(1990)
United States v. John W. Guewell & Alfred P. Cooper d/b/a Wagco Security Services	3	OCAHO	478	(1992)
United States v. Johnny Ng Lim and Christina Lim Go d/b/a The New Orient	3	OCAHO	499	(1993)
United States v. Johnny Ng Lim and Christina Lim Go d/b/a The New Orient	3	OCAHO	512	(1993)
United States v. Joo Hyun Y and Hyung Jin Cho d/b/a LA Connection	3	OCAHO	403	(1992)
United States v. Juan V. Acevedo	1	OCAHO	95	(1989)
United States v. Kerry J. Vicker d/b/a SNB Cleaning	5	OCAHO	819	(1995)

United States v. Kim Dong Hui t/a Chestnut Gourmet Restaurant	3	OCAHO	479	(1992)
United States v. La Fiesta, Inc. d/b/a Las Margaritas	1	OCAHO	246	(1988)
United States v. La Fiesta, Inc. d/b/a Las Margaritas	1	OCAHO	24	(1988)
United States v. Land Coast Insulation, Inc.	2	OCAHO	379	(1991)
United States v. LeMerengo/Rumors Restaurant	1	OCAHO	157	(1990)
United States v. Local Building & Remodeling of International Falls	3	OCAHO	567	(1993)
United States v. Lola O'Brien Oil d/b/a O'Brien Oil Company	1	OCAHO	166	(1990)
United States v. Lorenzo Robles d/b/a Lorenzo Robles Roofing and Construction	2	OCAHO	309	(1991)
United States v. M.T.S. Service Corporation d/b/a Maggie's Catering Mexico Tipico Restaurant	3	OCAHO	448	(1992)
United States v. Masoud Pour d/b/a La Plaza Restaurant	1	OCAHO	164	(1990)
United States v. Min Goldblatt & Sons, Inc. t/a Richfield Caterers	1	OCAHO	154	(1990)
United States v. Minaco Fashions, Inc.	3	OCAHO	587	(1993)
United States v. Morgan's Mexican & Lebanese Foods, Inc.	8	OCAHO	1013	(1998)
United States v. Mourad Abu Remileh	6	OCAHO	825	(1995)
United States v. Multimatic Products, Inc.	1	OCAHO	221	(1990)
United States v. New China Buffet Restaurant	10	OCAHO	1132	(2010)
United States v. Nicolas Tinoco-Medina	6	OCAHO	890	(1996)
United States v. Noel Plastering & Stucco, Inc.	2	OCAHO	377	(1991)
United States v. Noel Plastering & Stucco, Inc.	3	OCAHO	427	(1992)
United States v. Orlando Diaz-Rosas	4	OCAHO	702	(1994)
United States v. Oscar Eduardo Villatoro-Guzman	4	OCAHO	652	(1994)
United States v. Park Sunset Hotel	3	OCAHO	525	(1993)
United States v. Pedro Dominguez	8	OCAHO	1000	(1998)
United States v. Pegasus Restaurant, Inc.	10	OCAHO	1143	(2012)
United States v. Penrod National Enterprises, Inc. d/b/a Floral Bionomics Landscape Management	3	OCAHO	559	(1993)
United States v. Primera Enterprises, Inc. d/b/a J.B.'s Lounge	4	OCAHO	692	(1994)
United States v. Ramon Yamamoto d/b/a Elvis Palace Restaurant	3	OCAHO	424	(1992)
United States v. Randall Kurzon, Individually and Alonza Restaurant Ventures, inc.	3	OCAHO	583	(1993)

United States v. Randall Kurzon, Individually and Alonza Restaurant Ventures, inc.	4	OCAHO	637	(1994)
United States v. Ricardo Calderon, Inc.	6	OCAHO	832	(1996)
United States v. Richard Pizzuto Dimensions in Hair and Skin	3	OCAHO	447	(1992)
United States v. Ricky Catalano d/b/a Papa Joe's Pizza	7	OCAHO	974	(1997)
United States v. Riverboat Delta King, Inc.	5	OCAHO	738	(1995)
United States v. Robert Griffin d/b/a Griff's Landscape	1	OCAHO	50	(1989)
United States v. Robert Watson d/b/a North State Tile Company	1	OCAHO	253	(1990)
United States v. Roberto C. Davila	7	OCAHO	936	(1997)
United States v. Ron Eagley d/b/a Gwennie's Old Alaska Restaurant	3	OCAHO	435	(1992)
United States v. Rosario Cuevas d/b/a El Pollo Real	1	OCAHO	273	(1990)
United States v. Rupson of Hyde Park, Inc. d/b/a Super 8 Motel, Hyde Park	7	OCAHO	958	(1997)
United States v. Saeed Rahimzadeh Corporation	3	OCAHO	551	(1993)
United States v. Sergio Alaniz d/b/a Sagunada	1	OCAHO	297	(1991)
United States v. Silver Cloud Investments, Inc. d/b/a Silver Clouds Restaurant	3	OCAHO	509	(1993)
United States v. Skydive Academy of Hawaii Corporation d/b/a Skydive Hawaii	6	OCAHO	848	(1996)
United States v. Sunshine Building Maintenance, Inc.	7	OCAHO	997	(1998)
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Penalties Should Have a Deterrent Effect and Not Be Merely a Cost of Doing Business

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Social Security Mismatch Does Not Establish That a Particular Individual is Unauthorized for Employment

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Statute Does Not Prohibit Consideration of Unenumerated Factors

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Statute Does Not Require That Equal Weight Be Given Each of the Five Statutory Factors

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Statute Does Not Require That Equal Weight Be Given Enumerated Factors Nor Rule Out Other Factors

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Statute Does Not Specify Factors ALJ Must Consider in Setting Penalty for Knowing Hire Violation

United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

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In Assessing Validity of Complaint, Only Reasonable Inferences Drawn in Complainant's Favor

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Terri Ann Jablonski v. Robert Half legal a/k/a Robert Half International Stock Symbol RHI	12 OCAHO	1272	(2016)
Terri Ann Jablonski v. Yorkson Legal, et al.	12 OCAHO	1272	(2016)

In Assessing Validity, Legal Conclusions Couched as Factual Allegations Need Not Be Accepted

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Olimpia Tovar v. United States Postal Service	1 OCAHO	269	(1990)
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United States v. David Day d/b/a David Day Masonry	3 OCAHO	514	(1993)
United States v. Gus and Candy Kirk d/b/a Kirk Enterprises	1 OCAHO	72	(1989)
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United States v. Oscar Eduardo Villatoro-Guzman	3 OCAHO	540	(1993)
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United States v. Alberto Noriega-Perez	6 OCAHO	859	(1996)
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United States v. Law Offices of Manulkin, Glaser & Bennett	1 OCAHO	100	(1989)
United States v. Mr. Z Enterprise	1 OCAHO	288	(1991)
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United States v. Nevada Lifestyles, Inc. d/b/a Commercial Drapery Cleaners	3 OCAHO	463	(1992)
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United States v. M & D Masonry 10 OCAHO 1215 (2014)
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United States v. Kuo Liu 1 OCAHO 235 (1990)

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United States v. Cristina Galeas 5 OCAHO 790 (1995)

United States v. Israel Velasquez-Tabir 6 OCAHO 872 (1996)

United States v. Julio Carpio-Lingan 6 OCAHO 871 (1996)

CONSTRUCTIVE KNOWLEDGE

Degree of Culpability for Constructive Knowledge Requires More Than Mere Negligence

United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)

Employer Chargeable With Such Knowledge As Reasonable Inquiry Would Have Revealed

United States v. Foothill Packing, Inc. 11 OCAHO 1240 (2015)

United States v. Split Rail Fence Company, Inc. 11 OCAHO 1216 a (2015)

Employer Must Take Adequate Steps to Verify Eligibility Where Specific Information Casts Doubt

United States v. Foothill Packing, Inc. 11 OCAHO 1240 (2015)

Employer Not Entitled to Cultivate Deliberate Ignorance or Avoid Acquiring Knowledge

United States v. Foothill Packing, Inc. 11 OCAHO 1240 (2015)

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United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)

Expired Authorization Document Sufficient To Put Employer on Notice of Unauthorized Status

United States v. Foothill Packing, Inc. 11 OCAHO 1240 (2015)

United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

Failure to Prepare I-9 Form Alone Insufficient to Find Constructive Knowledge

United States v. Jalisco's Bar and Grill, Inc. 11 OCAHO 1224 (2014)

CONTINUING EMPLOYMENT

Interruptions and Absences

United States v. Anodizing Industries, Inc. 10 OCAHO 1184 (2013)

Reasonable Expectation

United States v. Anodizing Industries, Inc. 10 OCAHO 1184 (2013)

CONTINUING TO EMPLOY UNAUTHORIZED WORKERS

Proper Notice of Fraudulent Document Use Creates Rebuttable Presumption of Unauthorized Status

United States v. Split Rail Fence Company, Inc. 11 OCAHO 1216 a (2015)

CONTINUING VIOLATION(S)

Continued Employment of Known Unauthorized Individuals is a Continuing Violation

United States v. Split Rail Fence Company, Inc. 11 OCAHO 1216 (2014)

Continuing Violation for Knowing Hire Exists For As Long as the Individual Remains Employed

United States v. Split Rail Fence Company, Inc. 11 OCAHO 1216 (2014)

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United States v. Fairfield Jersey, Inc. 9 OCAHO 1069 (2001)

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United States v. Continental Sports Corporation 5 OCAHO 780 (1995)

United States v. Randall Kurzon, Individually and Alonza Restaurant Ventures, inc. 3 OCAHO 583 (1993)

Inability To Collect From Insolvent Party Alone Not Sufficient to Pierce Corporate Veil

United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging 11 OCAHO 1253 (2015)

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Mr. Doron Tal v. M. L. Energia, Inc. 4 OCAHO 639 (1994)

Piercing Corporate Veil Decision Must Consider Fraud, Injustice, and Evasion of Legal Obligation

United States v. Durable, Inc. 11 OCAHO 1221 (2014)

United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging 11 OCAHO 1253 (2015)

Piercing Corporate Veil Is A Tool Used Only in Extreme Circumstances

United States v. Durable, Inc. 11 OCAHO 1221 (2014)

United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging 11 OCAHO 1253 (2015)

Piercing Corporate Veil Unjustified in Absence of Demonstrated Misuse of Corporate Form

United States v. Durable, Inc. 11 OCAHO 1221 (2014)

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United States v. Mojave, Inc. d/b/a Casa Jose Café, a Texas Corporation 3 OCAHO 486 (1993)
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United States v. Zabala Vineyards 6 OCAHO 844 (1996)

DEFAULT

Attorney's Ignorance of Readily Ascertainable Law Is Not Good Cause for Failing to File Answer

United States v. Quickstuff, LLC, Its Member Maria Castillo, and A&C Staffing, LLC 11 OCAHO 1265 (2015)

Attorney's Ignorance of the Law Generally Does Not Constitute Good Cause or Excusable Neglect

United States v. Quickstuff, LLC, Its Member Maria Castillo, and A&C Staffing, LLC 11 OCAHO 1265 (2015)

Burden Is On The Defaulting Party to Show That Relief Should Be Granted

United States v. Quickstuff, LLC, Its Member Maria Castillo, and A&C Staffing, LLC 11 OCAHO 1265 (2015)

Default for Failure to File an Answer Must Be Excused Before Party is Permitted to Answer

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Party That Fails to Timely Answer a Complaint is in Default

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United States v. A & A Maintenance Enterprise, Inc. 6 OCAHO 852 (1996)
United States v. Abel Galvez-Malgarejo 4 OCAHO 684 (1994)
United States v. Ambrocio Morales-Guzman 5 OCAHO 787 (1995)
United States v. Broadcasters Unlimited, Inc. d/b/a KGRE AM Radio 4 OCAHO 719 (1994)
United States v. Chuy's Paint & Body Shop 1 OCAHO 8 (1988)
United States v. Columbia Sportswear Manufacturers, Inc. 5 OCAHO 808 (1995)

United States v. Continental Forestry Service 6 OCAHO 836 (1996)
United States v. Continental Sports Corporation 4 OCAHO 640 (1994)
United States v. David Ankenbruck and Patricia Fulton d/b/a Broker's Furniture & Manufacturing, Inc. 5 OCAHO 789 (1995)
United States v. Green Plaza, Inc. 4 OCAHO 618 (1994)
United States v. Midtown Fashion, Inc. 4 OCAHO 665 (1994)
United States v. U.S. Style, Inc. 6 OCAHO 827 (1995)

Default Judgment May Be Set Aside If Default Based on Mistake, Inadvertence or Excusable Neglect

United States v. Vilardo Vineyards 11 OCAHO 1248 (2015)

Default Judgments Are Not Favored in this Forum

United States v. Quickstuff, LLC, Its Member Maria Castillo, and A&C Staffing, LLC 11 OCAHO 1265 (2015)

Dismissal

LeEdwards v. Kumagai International USA Corporation 4 OCAHO 609 (1994)
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Equitable Tolling

Wartan Bozoghlanian v. Lockheed-Advanced Development Corporation 4 OCAHO 711 (1994)

Final Order of Dismissal Based on Abandonment Analogous to Entry of Default Judgment

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Bassey J. Udofot v. 88 Vapor Technologies 3 OCAHO 506 (1993)
Coraizaca v. Yesterday's Restaurant 2 OCAHO 304 (1991)
D'Amico v. Erie Community College 7 OCAHO 927 (1997)
Errol Williams v. Touche Ross & Company d/b/a Deloitte & Touche 1 OCAHO 258 (1990)
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Jaime Banuelos v. Transportation Leasing Company	1	OCAHO	136	(1990)
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Ronald C. Wilson v. Harrisburg School District	6	OCAHO	919	(1997)
Stephen A. Lewis v. Ogden Services	2	OCAHO	375	(1991)
Thereza A. Freeman v. Mexico Studio Owners	1	OCAHO	291	(1991)
Troncoso v. Ferlin Service Industries	1	OCAHO	110	(1989)
Tyrone Robinson v. New York State Family Court	5	OCAHO	814	(1995)
United States v. Abel Galvez-Malgarejo	4	OCAHO	684	(1994)
United States v. Ambrocio Morales-Guzman	5	OCAHO	787	(1995)
United States v. Anders Kampe d/b/a Kampe Motors, Ltd.	3	OCAHO	454	(1992)
United States v. Anders Kampe d/b/a Kampe Motors, Ltd.	3	OCAHO	462	(1992)
United States v. Bubble Fashions Company, Inc. d/b/a Hi-Tide Fashions	2	OCAHO	355	(1991)
United States v. Carlos Antonio Aquino	5	OCAHO	818	(1995)
United States v. Carlos Cruz d/b/a La Rosa Bakery	3	OCAHO	453	(1992)
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United States v. Claude H. Linkous & Martin Riley d/b/a CM Health Services	3	OCAHO	436	(1992)
United States v. Coastal Ventures, Limited d/b/a Wendy's/Daly, Limited	1	OCAHO	21	(1988)
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United States v. Continental Forestry Service	6	OCAHO	836	(1996)
United States v. DAR Distributing, Inc. d/b/a DAR Cabinets	1	OCAHO	60	(1989)
United States v. David Ankenbruck and Patricia Fulton d/b/a Broker's Furniture & Manufacturing, Inc.	5	OCAHO	789	(1995)
United States v. David Ley Salido d/b/a David Ley Salido Rockwall Subcontractor	1	OCAHO	81	(1989)
United States v. Diamond Construction, Inc.	3	OCAHO	451	(1992)
United States v. Dubois Farms, Inc.	1	OCAHO	225	(1990)
United States v. Dynasty 21 Car Wash, Inc.	1	OCAHO	282	(1990)
United States v. Edith Fine	1	OCAHO	116	(1989)

United States v. Educational Employment Enterprise	1	OCAHO	257	(1990)
United States v. Educational Employment Enterprise	1	OCAHO	283	(1991)
United States v. El Mexicano Taco Shop	1	OCAHO	59	(1989)
United States v. Elena Finishing, Inc.	1	OCAHO	132	(1990)
United States v. Estela Rodriguez, Individually and d/b/a Cabaret Lounge	1	OCAHO	20	(1988)
United States v. Fancy That, Inc. and New Fancy That, Inc. d/b/a The Great Alaskan Bush Company	3	OCAHO	446	(1992)
United States v. Florencio Govea	1	OCAHO	40	(1989)
United States v. Francois Kissel, Owner d/b/a Maximilien-In-the-Market	1	OCAHO	61	(1989)
United States v. Guillermo Perales d/b/a Mexican Bakery	2	OCAHO	315	(1991)
United States v. Gus and Candy Kirk d/b/a Kirk Enterprises	1	OCAHO	72	(1989)
United States v. Hardeep Singh	3	OCAHO	520	(1993)
United States v. Hosung Cleaning Corporation d/b/a Sun Cleaner	4	OCAHO	681	(1994)
United States v. Hotel Valet, Inc. d/b/a New York Valet	6	OCAHO	849	(1996)
United States v. I.K.K. Associates, Inc. d/b/a Ocean Avenue Restaurant and Japan Express Restaurants	1	OCAHO	131	(1990)
United States v. Irma Hernandez	8	OCAHO	1043	(2000)
United States v. Jabil Circuit, Inc.	10	OCAHO	1146	(2012)
United States v. Jackson Associates, Engineering Consultants	1	OCAHO	84	(1989)
United States v. John Morales d/b/a Riverside Insulation	1	OCAHO	197	(1990)
United States v. K & M Fashions, Inc.	3	OCAHO	411	(1992)
United States v. Kim Dong Hui t/a Chestnut Gourmet Restaurant	3	OCAHO	479	(1992)
United States v. Koamerican Trading Corporation	1	OCAHO	90	(1989)
United States v. Lawrence H. Harrold d/b/a Diamond Pallet Company	1	OCAHO	114	(1989)
United States v. Lea's Party Rentals, Inc.	1	OCAHO	111	(1989)
United States v. Leo Yruegas d/b/a Chito's Mexican Restaurant	1	OCAHO	45	(1989)
United States v. Manuel Medina, Jr., Individually d/b/a The Montana Hideaway	3	OCAHO	485	(1993)
United States v. Minaco Fashions, Inc.	3	OCAHO	534	(1993)
United States v. Mireya Pedraza-Guzman	5	OCAHO	792	(1995)
United States v. Mojave, Inc. d/b/a Casa Jose Café, a Texas Corporation	3	OCAHO	473	(1992)

United States v. Mojave, Inc. d/b/a Casa Jose Café, a Texas Corporation	3 OCAHO	486	(1993)
United States v. Moses Sportswear, Inc.	6 OCAHO	841	(1996)
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United States v. Nogales Body Shop & Trailer Repair	1 OCAHO	30	(1988)
United States v. Nu Line Fashions, Inc.	1 OCAHO	147	(1990)
United States v. Patricio Torres, Individually and d/b/a Superior Roof Services	1 OCAHO	75	(1989)
United States v. Peter P. Kelley	1 OCAHO	39	(1989)
United States v. Prime Landscape Management, Inc.	1 OCAHO	204	(1990)
United States v. Raul Ramirez d/b/a Solymar Fashion	1 OCAHO	168	(1990)
United States v. Richard Garza, Individually and d/b/a El Patio Restaurant and Lounge	1 OCAHO	211	(1990)
United States v. Robert Cleek d/b/a Robert Cleek Concrete Company	1 OCAHO	163	(1990)
United States v. Robert Cleek d/b/a Robert Cleek Concrete Company	1 OCAHO	201	(1990)
United States v. Rodeo Night Club	5 OCAHO	812	(1995)
United States v. Shine Auto Service	1 OCAHO	70	(1989)
United States v. Silvio Vasquez-Guerrero d/b/a The Vasquez Company	1 OCAHO	37	(1988)
United States v. South Bay Auto Detail	1 OCAHO	68	(1989)
United States v. Spartan Brands, Inc. a/k/a Longwood Manufacturing, Inc.	5 OCAHO	749	(1995)
United States v. Tenampa Ballroom	1 OCAHO	34	(1988)
United States v. Tiki Pools, Inc. d/b/a California Pools and Spa	1 OCAHO	76	(1989)
United States v. Twiggy's Garden Center, Inc. d/b/a Westchester Site Design	2 OCAHO	301	(1991)
United States v. United Pottery Manufacturing & Accessories, Inc.	1 OCAHO	57	(1989)
United States v. Westco Ground Maintenance Company, Inc.	1 OCAHO	43	(1989)
United States v. William D. Boatright and Hanie Boatright d/b/a BNB Kennels	4 OCAHO	634	(1994)
United States v. William L. Garcia d/b/a La Buena, Inc.	7 OCAHO	950	(1997)
United States v. Zeferino Castillo, Individually	3 OCAHO	505	(1993)
United States v. Zoeb Enterprises, Inc. d/b/a Papa Sam's Deli d/b/a Papaya Paradise	2 OCAHO	356	(1991)
Werline v. Public Service Electric & Gas Company	7 OCAHO	935	(1997)

Judgments By Default Are Generally Disfavored

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Persons Protected

Wartan Bozoghlanian v. Lockheed-Advanced Development Corporation 4 OCAHO 711 (1994)

Pro Se

United States v. Alliance Construction, Inc. 7 OCAHO 983 (1998)

Relief From Final Order of Dismissal My Be Granted If Party Is Blameless for the Default

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Setting Aside Order

Manjeet Dineshbhai Kanti v. Mr. Chitranjan Patel c/o Blimpie 8 OCAHO 1007 (1998)

United States v. Monica Zapata-Cosio 4 OCAHO 685 (1994)

Meritorious Defense(s)

Manjeet Dineshbhai Kanti v. Mr. Chitranjan Patel c/o Blimpie 8 OCAHO 1007 (1998)

Prejudice

Manjeet Dineshbhai Kanti v. Mr. Chitranjan Patel c/o Blimpie 8 OCAHO 1007 (1998)

Statute of Limitations

Wartan Bozoghlanian v. Lockheed-Advanced Development Corporation 4 OCAHO 711 (1994)

DEFENSE(S)

Acting Lawfully Under a Law

Ahmad S. Elhajomar v. City and County of Honolulu 1 OCAHO 246 (1990)

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Ghaffar Sepahpour v. Unisys, Inc. 3 OCAHO 500 (1993)
Irma Leticia Sosa v. United States Postal Service 1 OCAHO 115 (1989)
Olimpia Tovar v. United States Postal Service 1 OCAHO 269 (1990)
United States v. Southwest Marine Corporation, a California Corporation 3 OCAHO 429 (1992)

Affirmation(s)

United States v. Onion River Sports, Inc. 4 OCAHO 673 (1994)

Affirmative Defense(s)

Albert Gimein v. Department of Defense & Grumman Aerospace Corporation 3 OCAHO 503 (1993)
Audrey Murtano v. C. R. England, Inc. 9 OCAHO 1116 (2005)
Chand Wije v. Barton Springs/Edwards Aquifier C.D. 4 OCAHO 635 (1994)
Dalila Kamal-Griffin v. Curtis, Mallet-Prevost, Colt & Mosle 3 OCAHO 550 (1993)
Qais Ibrahim Alhameed v. Grand Traverse Resort and Casinos 10 OCAHO 1126 (2008)
Sanchez v. Leobardo and Carmen Ocanas d/b/a Leo Ocanas Farm 9 OCAHO 1115 (2005)
United States v. A & A Maintenance Enterprise, Inc. 6 OCAHO 852 (1996)
United States v. Aid Maintenance Company, Inc. 6 OCAHO 893 (1996)
United States v. Alberta Sosa, Inc. 4 OCAHO 720 (1994)
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United States v. Alvand, Inc. d/b/a 410 Diner 1 OCAHO 296 (1991)
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United States v. Ana Maria Villegas-Valenzuela 5 OCAHO 784 (1995)
United States v. Applied Computer Technology 2 OCAHO 306 (1991)
United States v. Armando Alvarez-Suarez 4 OCAHO 655 (1994)
United States v. Barnett Taylor, LLC, d/b/a Burger King 10 OCAHO 1155 (2012)

United States v. Boah Fashion, Corporation	1	OCAHO	281	(1990)
United States v. Broadway Tire, Inc.	1	OCAHO	226	(1990)
United States v. Buckingham Limited Partnership d/b/a Mr. Wash	1	OCAHO	151	(1990)
United States v. Central Nebraska Packing, Inc.	4	OCAHO	714	(1994)
United States v. Chi Ling, Inc. d/b/a Chi Ling Chinese Restaurant	5	OCAHO	723	(1995)
United States v. Chicken By Chickadee Farms, Inc.	3	OCAHO	423	(1992)
United States v. China Wok Restaurant, Inc., a Nebraska Corporation	4	OCAHO	608	(1994)
United States v. Christie Automotive Products	2	OCAHO	361	(1991)
United States v. Cindy L. Golchuk d/b/a Rancho Sierra Drywall	2	OCAHO	353	(1991)
United States v. Collins Food International, Inc. d/b/a Sizzler Restaurant	1	OCAHO	123	(1990)
United States v. David Jenkins	4	OCAHO	649	(1994)
United States v. David Jenkins	5	OCAHO	743	(1995)
United States v. David Segura-Sataray	4	OCAHO	703	(1994)
United States v. Davis Nursery, Inc.	4	OCAHO	694	(1994)
United States v. Diamond Construction, Inc.	3	OCAHO	456	(1992)
United States v. Diversified Technology and Services of Virginia, Inc.	9	OCAHO	1095	(2003)
United States v. Dolly Boman Irani	6	OCAHO	860	(1996)
United States v. Dubois Farms, Inc.	1	OCAHO	242	(1990)
United States v. Ed Valencia & Sons, Inc. d/b/a Valladares	2	OCAHO	387	(1991)
United States v. Enrique Reyes d/b/a King's Produce	4	OCAHO	592	(1994)
United States v. Exim, Inc. and Jaime Monardes, Individually	3	OCAHO	591	(1993)
United States v. Fairfield Jersey, Inc.	9	OCAHO	1072	(2001)
United States v. Felipe De Leon-Valenzuela	6	OCAHO	866	(1996)
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United States v. Gerald Hollendorfer	1	OCAHO	175	(1990)
United States v. Goldenfield Corporation d/b/a Rodeway Inn	2	OCAHO	321	(1991)
United States v. Gregorio Alabada Makilan	4	OCAHO	610	(1994)
United States v. Harris Ranch Beef Company	2	OCAHO	331	(1991)

United States v. Harris Ranch Beef Company	2	OCAHO	333	(1991)
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United States v. Hilario Rodriguez, Jr.	1	OCAHO	276	(1990)
United States v. Hosung Cleaning Corporation d/b/a Sun Cleaner	4	OCAHO	670	(1994)
United States v. Hotel Martha Washington Corporation	5	OCAHO	786	(1995)
United States v. Interdynamics, Inc.	3	OCAHO	433	(1992)
United States v. Israel Velasquez-Tabir	6	OCAHO	872	(1996)
United States v. James Q. Carlson d/b/a Jimmy On The Spot	1	OCAHO	260	(1990)
United States v. James Q. Carlson d/b/a Jimmy On The Spot	1	OCAHO	298	(1991)
United States v. John Gasper, Individually and d/b/a John Gasper Labor Contractor	1	OCAHO	218	(1990)
United States v. Julio Carpio-Lingan	6	OCAHO	871	(1996)
United States v. Kaday Musu Thoronka	5	OCAHO	772	(1995)
United States v. Lee Moyle, Owner d/b/a Moyle Mink Farm	1	OCAHO	212	(1990)
United States v. LFW Dairy Corporation	10	OCAHO	1129	(2009)
United States v. Local Building & Remodeling of International Falls	3	OCAHO	567	(1993)
United States v. Lorenzo Robles d/b/a Lorenzo Robles Roofing and Construction	2	OCAHO	309	(1991)
United States v. MAC Specialties Ltd.	6	OCAHO	920	(1997)
United States v. Marisol Chavez-Ramirez	5	OCAHO	774	(1995)
United States v. Martin Palominos-Talavera	6	OCAHO	896	(1996)
United States v. Martina Limon-Perez	5	OCAHO	796	(1995)
United States v. Mourad Abu Remileh	4	OCAHO	706	(1994)
United States v. Mourad Abu Remileh	5	OCAHO	724	(1995)
United States v. Multimatic Products, Inc.	1	OCAHO	221	(1990)
United States v. Nevada Lifestyles, Inc. d/b/a Commercial Drapery Cleaners	3	OCAHO	463	(1992)
United States v. Noel Plastering & Stucco, Inc.	2	OCAHO	396	(1991)
United States v. Noel Plastering & Stucco, Inc.	3	OCAHO	427	(1992)
United States v. Northern Michigan Fruit Company	4	OCAHO	667	(1994)
United States v. Oscar Eduardo Villatoro-Guzman	3	OCAHO	540	(1993)

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United States v. Randall Kurzon, Individually and Alonza Restaurant Ventures, inc.	3 OCAHO	583	(1993)
United States v. Robert Watson d/b/a North State Tile Company	1 OCAHO	253	(1990)
United States v. Samuel J. Wasem, General Partner d/b/a Educated Car Wash	1 OCAHO	98	(1989)
United States v. Scotto Brothers Woodbury Restaurant d/b/a Fox Hollow Inn	3 OCAHO	584	(1993)
United States v. Task Force Security, Inc. d/b/a Task Force Security and Investigations	3 OCAHO	533	(1993)
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United States v. The Grower's Company, Inc. d/b/a Harvest Management, Inc.	2 OCAHO	346	(1991)
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United States v. U.S. Style, Inc.	5 OCAHO	793	(1995)
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United States v. Multimatic Products, Inc.	1 OCAHO	221	(1990)
United States v. Sunshine Building Maintenance, Inc.	7 OCAHO	997	(1998)

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United States v. Felipe De Leon-Valenzuela	6 OCAHO	899	(1996)
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United States v. Collins Food International, Inc. d/b/a Sizzler Restaurant	1 OCAHO	123	(1990)
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United States v. Manos & Associates, Inc. d/b/a The Bread Basket Restaurant	1 OCAHO	130	(1989)
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United States v. Samuel J. Wasem, General Partner d/b/a Educated Car Wash	1 OCAHO	98	(1989)
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United States v. Diamond Construction, Inc. 3 OCAHO 456 (1992)

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United States v. Pedro Dominguez	6 OCAHO	876	(1996)
United States v. Penrod National Enterprises, Inc. d/b/a Floral Bionomics Landscape Management	3 OCAHO	541	(1993)
United States v. Power Operating Company	3 OCAHO	580	(1993)
United States v. R&M Fashion, Inc.	6 OCAHO	826	(1995)
United States v. Task Force Security, Inc. d/b/a Task Force Security and Investigations	4 OCAHO	625	(1994)
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United States v. Broadway Tire, Inc.	2 OCAHO	310	(1991)
United States v. Buckingham Limited Partnership d/b/a Mr. Wash	1 OCAHO	151	(1990)
United States v. Busy Corner Sportswear, Inc.	3 OCAHO	511	(1993)
United States v. Carlos Cruz d/b/a La Rosa Bakery	3 OCAHO	453	(1992)
United States v. Chi Ling, Inc. d/b/a Chi Ling Chinese Restaurant	5 OCAHO	723	(1995)
United States v. Chicken By Chickadee Farms, Inc.	3 OCAHO	423	(1992)
United States v. China Wok Restaurant, Inc., a Nebraska Corporation	4 OCAHO	608	(1994)

United States v. Collins Food International, Inc. d/b/a Sizzler Restaurant	1	OCAHO	123	(1990)
United States v. Danny Mathis d/b/a Mathis Maspory	5	OCAHO	752	(1995)
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United States v. Diamond Construction, Inc.	3	OCAHO	456	(1992)
United States v. Dodge Printing Centers, Inc.	1	OCAHO	125	(1990)
United States v. Dr. Merrill Cahn, D.P.M.	1	OCAHO	127	(1990)
United States v. Dubois Farms, Inc.	1	OCAHO	242	(1990)
United States v. Ed Valencia & Sons, Inc. d/b/a Valladares	2	OCAHO	316	(1992)
United States v. El Centenario, Inc. d/b/a Las Margaritas III	1	OCAHO	246	(1988)
United States v. Exim, Inc. and Jaime Monardes, Individually	4	OCAHO	604	(1994)
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United States v. Felipe, Inc.	1	OCAHO	93	(1989)
United States v. Four Star Knitting, Inc.	6	OCAHO	868	(1996)
United States v. Gerald Hollendorfer	1	OCAHO	175	(1990)
United States v. Giannini Landscaping, Inc.	3	OCAHO	573	(1993)
United States v. Goldenfield Corporation d/b/a Rodeway Inn	2	OCAHO	321	(1991)
United States v. Honeybake Farms, Inc.	2	OCAHO	311	(1991)
United States v. Interdynamics, Inc.	3	OCAHO	433	(1992)
United States v. International Packaging, Inc.	12	OCAHO	1275	(2016)
United States v. Jennifer Dittman d/b/a Ready Room Restaurant	1	OCAHO	195	(1990)
United States v. Johnny Ng Lim and Christina Lim Go d/b/a The New Orient	3	OCAHO	499	(1993)
United States v. Karnival Fashion, Inc.	5	OCAHO	783	(1995)
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United States v. La Fiesta, Inc. d/b/a Las Margaritas	1	OCAHO	246	(1988)
United States v. La Fiesta, Inc. d/b/a Las Margaritas	1	OCAHO	24	(1988)
United States v. Land Coast Insulation, Inc.	2	OCAHO	379	(1991)
United States v. Lee Moyle, Owner d/b/a Moyle Mink Farm	1	OCAHO	85	(1989)
United States v. LeMerengo/Rumors Restaurant	1	OCAHO	157	(1990)

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United States v. Lola O'Brien Oil d/b/a O'Brien Oil Company	1	OCAHO	166	(1990)
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United States v. Mester Manufacturing Company	1	OCAHO	18	(1988)
United States v. Multimatic Products, Inc.	1	OCAHO	221	(1990)
United States v. Noel Plastering & Stucco, Inc.	2	OCAHO	396	(1991)
United States v. Noel Plastering & Stucco, Inc.	2	OCAHO	377	(1991)
United States v. Primera Enterprises, Inc. d/b/a J.B.'s Lounge	4	OCAHO	692	(1994)
United States v. Richard Pizzuto Dimensions in Hair and Skin	3	OCAHO	447	(1992)
United States v. Riverboat Delta King, Inc.	5	OCAHO	738	(1995)
United States v. Sergio Alaniz d/b/a Sagunada	1	OCAHO	297	(1991)
United States v. Skydive Academy of Hawaii Corporation d/b/a Skydive Hawaii	6	OCAHO	848	(1996)
United States v. Sunshine Building Maintenance, Inc.	7	OCAHO	997	(1998)
United States v. Taco Plus, Inc. d/b/a Taco Loco	5	OCAHO	775	(1995)
United States v. Task Force Security, Inc. d/b/a Task Force Security and Investigations	3	OCAHO	533	(1993)
United States v. The Body Shop	1	OCAHO	185	(1990)
United States v. Tom & Yu, Inc. t/a Peking Garden Restaurant	3	OCAHO	445	(1992)
United States v. Tuttle's Design Build, Inc.	2	OCAHO	370	(1991)
United States v. Ulysses, Inc. and Ulysses Restaurant Group, Inc.	3	OCAHO	449	(1992)
United States v. USA Café	1	OCAHO	42	(1989)
United States v. Williams Produce, Inc.	5	OCAHO	730	(1995)
United States v. Yin Tien Chen, Individually and Winning Orchards, LLC	9	OCAHO	1092	(2003)

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Inapplicable to Substantive Violations

United States v. Anodizing Industries, Inc.	10	OCAHO	1184	(2013)

Ignorance of Law is Not An Affirmative Defense

United States v. Keegan Varitey, LLC 11 OCAHO 1238 (2014)

Ignorance of Statutory Requirements

United States v. Benjamin P. Raygoza d/b/a Cielito Lindo Restaurant 5 OCAHO 729 (1995)

United States v. Onion River Sports, Inc. 4 OCAHO 673 (1994)

United States v. Red Bowl of Cary, LLC, Inc. d/b/a Red Bowl Asian Bistro 10 OCAHO 1206 (2013)

Ignorance of Statutory Requirements Does Not Amount to Showing of Good Faith

United States v. Keegan Varitey, LLC 11 OCAHO 1238 (2014)

Impossibility Defense is Recognized in OCAHO Case Law

United States v. Jalisco's Bar and Grill, Inc. 11 OCAHO 1224 (2014)

Impossibility Not Available As Defense When Destruction of I-9s Is Due To Employer's Own Actions

United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)

Jurisdiction

Marcos Valencio v. VASP Brazilian Airlines 5 OCAHO 740 (1995)

Martin Flores v. Logan Foods Company 6 OCAHO 874 (1995)

Qais Ibrahim Alhameed v. Grand Traverse Resort and Casinos 10 OCAHO 1126 (2008)

Knowledge

United States v. American Terrazzo Corporation d/b/a John Delallo Foods 6 OCAHO 828 (1995)

United States v. American Terrazzo Corporation d/b/a John Delallo Foods 6 OCAHO 877 (1996)

United States v. Buckingham Limited Partnership d/b/a Mr. Wash 1 OCAHO 151 (1990)

United States v. Chef Rayko, Inc. d/b/a Chef Rayko's Cucina Italiana 5 OCAHO 794 (1995)

United States v. Chicken By Chickadee Farms, Inc. 3 OCAHO 423 (1992)

United States v. China Wok Restaurant, Inc., a Nebraska Corporation 4 OCAHO 608 (1994)

United States v. Collins Food International, Inc. d/b/a Sizzler Restaurant	1	OCAHO	123	(1990)
United States v. Dubois Farms, Inc.	1	OCAHO	242	(1990)
United States v. Leonor Yolanda Ortiz	6	OCAHO	889	(1996)
United States v. Maka's Akamai Service	1	OCAHO	36	(1988)
United States v. New El Rey Sausage Company	1	OCAHO	78	(1989)
United States v. Noel Plastering & Stucco, Inc.	2	OCAHO	377	(1991)
United States v. Randall Kurzon, Individually and Alonza Restaurant Ventures, inc.	3	OCAHO	583	(1993)
United States v. Sophie Valdez d/b/a La Parilla Restaurant	1	OCAHO	91	(1989)
United States v. Task Force Security, Inc. d/b/a Task Force Security and Investigations	3	OCAHO	533	(1993)
United States v. The Body Shop	1	OCAHO	149	(1990)
United States v. USA Café	1	OCAHO	42	(1989)

Legitimate, Nondiscriminatory Reason

Bertalina Monjaras v. Blue Ribbon Cleaners, Inc.	3	OCAHO	526	(1993)
Boris Gerardo Salazar-Castro v. Cincinnati Public Schools	3	OCAHO	406	(1992)
Guy Santiglia v. Sun Microsystems, Inc.	9	OCAHO	1110	(2004)
Jack Huang v. Queens Motel	2	OCAHO	364	(1991)
Jenlih John Hsieh v. PMC - Sierra, Inc.	9	OCAHO	1093	(2003)
Jimmy Jack Jackai v. Dallas County Data Services	3	OCAHO	569	(1993)
John R. Alvarez v. Interstate Highway Construction	3	OCAHO	430	(1992)
Jose Carlos De Araujo v. Joan Smith Enterprises, Inc., aka California Pools and Spas and or California Pools and Landscape	10	OCAHO	1187	(2013)
Jose Pablo Martinez v. Superior Linen	10	OCAHO	1180	(2013)
Kasathsko v. Internal Revenue Service	6	OCAHO	840	(1996)
Linda Chellouf v. Inter American University of Puerto Rico	12	OCAHO	1269	(2016)
Luigia Wiesner v. CIT Tours, Inc.	5	OCAHO	773	(1995)
Norberto Sagal Torres v. Pacific Continental Textiles, Inc.	10	OCAHO	1203	(2013)
Nripendra S. Dhillon v. Regents of the University of California	3	OCAHO	497	(1993)
Olegario Munoz v. Pastel Furniture Manufacturing Company	3	OCAHO	457	(1992)

Robert Y. Chu v. Fujitsu Network Transmission System, Inc.	5 OCAHO	778	(1995)
Roberto Decasez-Martinez v. Tyson Foods, Inc.	2 OCAHO	372	(1991)
Rosa Maria Tovar v. Rick Misquez d/b/a A.P. Esteve Sales	3 OCAHO	458	(1992)
Stephen A. Lewis v. McDonald's Corporation	2 OCAHO	383	(1991)
Travis John Guth v. Kaiser Permanente Hawaii	10 OCAHO	1190	(2013)
United States v. Diversified Technology and Services of Virginia, Inc.	9 OCAHO	1095	(2003)
United States v. Harris Ranch Beef Company	2 OCAHO	331	(1991)
United States v. Marcel Watch Corporation	1 OCAHO	143	(1990)
United States v. San Diego Semiconductors, Inc.	2 OCAHO	314	(1991)
United States v. Sargetis d/b/a Castle Valley Sales, Inc., a Utah Corporation	3 OCAHO	407	(1992)
United States v. Weld County School District	2 OCAHO	326	(1991)

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United States v. LFW Dairy Corporation	10 OCAHO	1129	(2009)
United States v. Martin Palominos-Talavera	6 OCAHO	896	(1996)
United States v. Martina Limon-Perez	5 OCAHO	796	(1995)

Paperwork Requirement(s)/Violation(s)

United States v. Corporate Loss Prevention Associates, Ltd.	6 OCAHO	908	(1997)
United States v. Davis Nursery, Inc.	4 OCAHO	694	(1994)
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Malice Or Ill Will Is Not Required to Establish Discrimination

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Ghaffar Sepahpour v. Unisys, Inc.	3 OCAHO	500	(1993)
Gloria Ondina-Mendez v. Sugar Creek Packing Company	9 OCAHO	1085	(2002)
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OCAHO Has No Authority Over Discrimination Claims Covered by Statutes Other Than Section 1324b

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Under Section 1324b Disparate Treatment Must Be Shown

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Dismissal With Prejudice is the Equivalent of a Decision on the Merits

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Dismissal Without Prejudice Leaves the Parties As If No Action Had Been Brought At All

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Even Under Liberal Pleading Standards, Claims Lacking Adequate Basis Must Be Dismissed

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United States v. Quickstuff, LLC, Its Member Maria Castillo, and A&C Staffing, LLC 11 OCAHO 1265 (2015)

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Ability to Pay May Be Appropriate Factor to Consider In Assessing the Amount of the Penalty

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Additional Factors That May Be Considered Are Party's Financials and Leniency to Small Businesses

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

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ALJ Can Consider Public Policy of Leniency to Small Entities

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United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

ALJ Can Consider Small Business Act's Policy of Leniency for Businesses Supporting War Effort

United States v. Niche, Inc. 11 OCAHO 1250 (2015)

ALJ Considers Five Statutory Factors Set Out in 8 U.S.C. Section 1324a(e)(5) In Assessing the Penalty

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United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

ALJ Erred in Reducing Fine to Minimum Bases on Erroneous Assumption of Government Overreach

United States v. Crescent City Meat Company, Inc. 11 OCAHO 1217 (2014)

ALJ has Discretion to Adopt ICE's Proposed Penalty Where it is Proportionate and Suitable

United States v. Durable, Inc. 11 OCAHO 1231 (2014)

ALJ Not Bound by ICE's Method of Calculating Penalties

United States v. Durable, Inc. 11 OCAHO 1231 (2014)

An Employer Demonstrates Bad Faith by Paying Unauthorized Workers in Cash Under the Table

United States v. Symmetric Solutions, Incorporated d/b/a Minerva Indian Cuisine 10 OCAHO 1209 (2014)

Bad Faith Requires a Showing of Culpable Conduct Beyond Respondent's Verification Failures

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Certain Statutory Factors May Be More Compelling Than Others in the Context of a Specific Case

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Change of Corporate Ownership After a Violation Does Not Affect History of Violations Factor

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United States v. Enrique Reyes d/b/a King's Produce 4 OCAHO 592 (1994)

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Company Tax Losses Do Not Necessarily Establish Poor Financial Condition or Inability To Pay

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Culpable Conduct Can Be Shown by Evidence that Employer Tried to Mislead Government

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United States v. Liberty Packaging, Inc. 11 OCAHO 1245 (2015)

Deliberate Violation of Multiple Laws Governing Employer Conduct Merits Maximum Penalty

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United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)
United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)
Difference In Severity of Categories of Violations May Be Reflected in the Final Penalty

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)
Employer Knowledge of Employee's Unauthorized Status Not Necessary to Enhance Fine

United States v. Durable, Inc. 11 OCAHO 1229 (2014)
Employer's Previous Receipt of a Warning Notice Does Not Constitute History of Previous Violations

United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)
Enhancement Factor Based on Whether Specific Individual was Unauthorized

Margarita Garcia Ocana v. El Dorado Stone, LLC 11 OCAHO 1244 (2015)
United States v. Jalisco's Bar and Grill, Inc. 11 OCAHO 1224 (2014)
United States v. Liberty Packaging, Inc. 11 OCAHO 1245 (2015)
United States v. Romans Racing Stables, Inc. 11 OCAHO 1230 (2014)
Evidence of Backdating Does Not Alone Warrant a Finding of Bad Faith

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)
United States v. Metropolitan Warehouse, Inc. 10 OCAHO 1207 (2013)
United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

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United States v. A&J Kyoto Japanese Restaurant, Inc. 10 OCAHO 1186 (2013)
United States v. Century Hotels Corporation, d/b/a Scottsdale Thunderbird Suites 11 OCAHO 1218 (2014)
United States v. Clean Sweep Janitor Service 11 OCAHO 1226 (2014)
United States v. Crescent City Meat Company, Inc. 11 OCAHO 1223 (2014)
United States v. Fowler Equipment Company, Inc. 10 OCAHO 1169 (2013)
United States v. Mr. Mike's Pizza, Inc. 10 OCAHO 1196 (2013)
United States v. New China Buffet Restaurant 10 OCAHO 1133 (2010)
United States v. New Outlook Homecare, LLC 10 OCAHO 1210 (2014)
United States v. New Sun Transit, Inc. d/b/a La Tolteca Mexican Restaurant 10 OCAHO 1194 (2013)
United States v. Pedro Dominguez 6 OCAHO 878 (1996)

Excessive Fines Clause of Eighth Amendment Applies to Fines That Are Punitive

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1242 (2015)

Failure to Complete I-9 Within Three Business Days is Serious Violation

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)

Failure to Conform Practices to Law After Previous Violations May Constitute Lack of Good Faith

United States v. Durable, Inc. 11 OCAHO 1231 (2014)

Failure to Cooperate With ICE's Investigation Can Constitute Culpable Conduct

Margarita Garcia Ocana v. El Dorado Stone, LLC 11 OCAHO 1244 (2015)
United States v. Liberty Packaging, Inc. 11 OCAHO 1245 (2015)

Failure to Prepare Form I-9 Among Most Serious Paperwork Violations

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)
United States v. Golden Employment Group, Inc. 12 OCAHO 1277 (2016)

United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

United States v. Safe-Air of Illinois, Inc. 12 OCAHO 1270 (2016)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

Failure to Prepare Form I-9 Generally Warrants Higher Penalty Than Do Errors or Omissions on Form

United States v. Golden Employment Group, Inc. 12 OCAHO 1277 (2016)

Failure to Prepare I-9 Among Most Serious Paperwork Violations

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

United States v. Mott Thoroughbred Stables, Inc. 11 OCAHO 1233 (2014)

United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging 11 OCAHO 1253 (2015)

United States v. Romans Racing Stables, Inc. 11 OCAHO 1230 (2014)

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

Failure to Prepare I-9 More Serious Than Paperwork Violations

United States v. Senox Corporation 11 OCAHO 1219 (2014)

Failure to Present I-9 Forms Due to Loss Is Still a Serious Violation

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

Failure to Properly Complete I-9 Less Serious Than Failure to Prepare or Present I-9

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

Failure to Show That Certain Individuals Were Unauthorized Does Not Require Mitigation

United States v. Romans Racing Stables, Inc. 11 OCAHO 1232 (2014)

Forms I-9 May Be So Deficient That Violations Are Tantamount to Total Failure to Prepare an I-9

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

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United States v. Adolfo Martinez, Jr., Individually d/b/a AAAA Roofing 3 OCAHO 494 (1993)

United States v. Armando Alvarez-Suarez 6 OCAHO 862 (1996)

United States v. Business Teleconsultants, Ltd. 3 OCAHO 565 (1993)

United States v. David Day d/b/a David Day Masonry 3 OCAHO 575 (1993)

United States v. Exim, Inc. and Jaime Monardes, Individually 3 OCAHO 591 (1993)

United States v. Giannini Landscaping, Inc. 3 OCAHO 573 (1993)

United States v. Hardeep Singh 3 OCAHO 520 (1993)

United States v. Johnny Ng Lim and Christina Lim Go d/b/a The New Orient 3 OCAHO 499 (1993)

United States v. Kangaroo Express of Pueblo 3 OCAHO 581 (1993)

United States v. Landscapes By Susanna 3 OCAHO 556 (1993)

United States v. Local Building & Remodeling of International Falls 3 OCAHO 567 (1993)

United States v. Minaco Fashions, Inc. 3 OCAHO 587 (1993)

United States v. New China Buffet Restaurant 10 OCAHO 1133 (2010)

United States v. Nicolas Tinoco-Medina 6 OCAHO 890 (1996)

United States v. Orlando Diaz-Rosas 4 OCAHO 702 (1994)

United States v. Oscar Chacon, Sr. 3 OCAHO 578 (1993)

United States v. Park Sunset Hotel 3 OCAHO 525 (1993)

United States v. Penrod National Enterprises, Inc. d/b/a Floral Bionomics Landscape Management 3 OCAHO 559 (1993)

United States v. Satarain, Individually 3 OCAHO 557 (1993)

United States v. Silver Cloud Investments, Inc. d/b/a Silver Clouds Restaurant 3 OCAHO 509 (1993)

United States v. Wood 'N Stuff 3 OCAHO 574 (1993)

Good Faith Assessment Looks Primarily at Steps Employer Took Before Notice of Inspection

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)

Government Bears Burden of Proving Penalty and Aggravating Factor by Preponderance of Evidence

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

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United States v. Niche, Inc. 11 OCAHO 1250 (2015)

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Government Bears the Burden of Proof on Penalty and Aggravating Factors

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United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)

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United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1242 (2015)

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

United States v. Golden Employment Group, Inc. 12 OCAHO 1277 (2016)

United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Liberty Packaging, Inc. 11 OCAHO 1245 (2015)

United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging 11 OCAHO 1253 (2015)

United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

Government Has Burden of Proof On Fines and Aggravating Factors

United States v. Golf International d/b/a Desert Canyon Golf 11 OCAHO 1222 (2014)

Government Must Prove Aggravating Factor by Preponderance of Evidence

Margarita Garcia Ocana v. El Dorado Stone, LLC 11 OCAHO 1244 (2015)

United States v. Clean Sweep Janitor Service 11 OCAHO 1226 (2014)

United States v. Dr. Robert Schaus, D.D.S. 11 OCAHO 1239 (2014)

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1242 (2015)

United States v. Liberty Packaging, Inc. 11 OCAHO 1245 (2015)

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

Government Must Prove Existence of Aggravating Factor by Preponderance of Evidence

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

ICE Fine Guidelines Have No Binding Effect on OCAHO

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United States v. Niche, Inc. 11 OCAHO 1250 (2015)

United States v. Senox Corporation 11 OCAHO 1219 (2014)

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

If 5 Factors Considered, Statute Neither Mandates Nor Precludes Mathematical Formula to Set Fine

United States v. Senox Corporation 11 OCAHO 1219 (2014)

Knowing Hire Violations Are Far More Serious Than Any Paperwork Violations

United States v. Foothill Packing, Inc. 11 OCAHO 1240 (2015)

United States v. Jalisco's Bar and Grill, Inc. 11 OCAHO 1224 (2014)

Lack of History of Previous Violations Does Not Require the ALJ to Mitigate Civil Penalty

United States v. Cawoods Produce, Inc.	12	OCAHO	1280	(2016)
United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles	12	OCAHO	1281	(2016)
United States v. Romans Racing Stables, Inc.	11	OCAHO	1232	(2014)

Leniency Toward Small Entities

United States v. Clean Sweep Janitor Service	11	OCAHO	1226	(2014)
United States v. Crescent City Meat Company, Inc.	11	OCAHO	1223	(2014)
United States v. Kenneth McPeek Racing Stables, Inc.	11	OCAHO	1249	(2015)
United States v. Mr. Mike's Pizza, Inc.	10	OCAHO	1196	(2013)
United States v. New Outlook Homecare, LLC	10	OCAHO	1210	(2014)

Mitigation

United States v. Alberta Sosa, Inc.	6	OCAHO	831	(1996)
United States v. Davis Nursery, Inc.	4	OCAHO	694	(1994)
United States v. Draper-King Cole, Inc.	7	OCAHO	933	(1997)
United States v. Exim, Inc. and Jaime Monardes, Individually	4	OCAHO	604	(1994)
United States v. Four Star Knitting, Inc.	6	OCAHO	868	(1996)
United States v. Giamblis Enterprises	6	OCAHO	834	(1996)
United States v. Great Bend Packing Company	6	OCAHO	835	(1996)
United States v. GRS, Inc. d/b/a Gasket Engineering	4	OCAHO	627	(1994)
United States v. Kerry J. Vicker d/b/a SNB Cleaning	5	OCAHO	819	(1995)
United States v. Mourad Abu Remileh	6	OCAHO	825	(1995)
United States v. Oscar Eduardo Villatoro-Guzman	4	OCAHO	652	(1994)
United States v. Randall Kurzon, Individually and Alonza Restaurant Ventures, inc.	4	OCAHO	637	(1994)
United States v. Ricardo Calderon, Inc.	6	OCAHO	832	(1996)
United States v. Task Force Security, Inc. d/b/a Task Force Security and Investigations	4	OCAHO	625	(1994)

No Deterrent Effect When Employer Is No Longer in Business

United States v. Leed Construction, Megan Burkholder 11 OCAHO 1237 (2014)

Notice of Suspect Documents Does Not Alone Establish That Employee is Unauthorized

Margarita Garcia Ocana v. El Dorado Stone, LLC 11 OCAHO 1244 (2015)

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)

United States v. Liberty Packaging, Inc. 11 OCAHO 1245 (2015)

United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

United States v. Natural Environmental, Inc. 10 OCAHO 1197 (2013)

United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging 11 OCAHO 1253 (2015)

United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)

Notices of Discrepancies or Suspect Documents Do Not Alone Prove Employee Is Unauthorized

United States v. Romans Racing Stables, Inc. 11 OCAHO 1230 (2014)

OCAHO ALJs May Review Penalty Assessments De Novo

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)

United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

OCAHO Has No Authority to Dictate Methods Other Agency Uses to Assess Fine

United States v. Senox Corporation 11 OCAHO 1219 (2014)

OCAHO May Examine ICE Fine de novo

United States v. Senox Corporation 11 OCAHO 1219 (2014)

Paperwork Violation Penalties Are Prophylactic and Corrective, Not Punitive

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1242 (2015)

Party Seeking Consideration of Non-Statutory Factor Bears Burden of Proof

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

United States v. Niche, Inc. 11 OCAHO 1250 (2015)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

Penalties Near Maximum Should Be Reserved for Most Egregious Violations

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)

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United States v. Century Hotels Corporation, d/b/a Scottsdale Thunderbird Suites 11 OCAHO 1218 (2014)

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United States v. Crescent City Meat Company, Inc. 11 OCAHO 1223 (2014)

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United States v. Golf International d/b/a Desert Canyon Golf 11 OCAHO 1222 (2014)

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

United States v. Homestead Metal Recycling Corp. 11 OCAHO 1251 (2015)

United States v. Horno MSJ, Ltd., Company 11 OCAHO 1247 (2015)

United States v. Jalisco's Bar and Grill, Inc. 11 OCAHO 1224 (2014)

United States v. M & D Masonry, Inc. 10 OCAHO 1211 (2014)

United States v. Mott Thoroughbred Stables, Inc. 11 OCAHO 1233 (2014)

United States v. Niche, Inc. 11 OCAHO 1250 (2015)

United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging 11 OCAHO 1253 (2015)
United States v. Romans Racing Stables, Inc. 11 OCAHO 1230 (2014)
United States v. Safe-Air of Illinois, Inc. 12 OCAHO 1270 (2016)
United States v. Senox Corporation 11 OCAHO 1219 (2014)
United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)
United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)
United States v. Symmetric Solutions, Incorporated d/b/a Minerva Indian Cuisine 10 OCAHO 1209 (2014)

Penalties Should Deter Future Violations Without Being Unduly Punitive

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)
United States v. Clean Sweep Janitor Service 11 OCAHO 1226 (2014)
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United States v. Horno MSJ, Ltd., Company 11 OCAHO 1247 (2015)
United States v. Kenneth McPeek Racing Stables, Inc. 11 OCAHO 1249 (2015)
United States v. Niche, Inc. 11 OCAHO 1250 (2015)
United States v. Safe-Air of Illinois, Inc. 12 OCAHO 1270 (2016)
United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

Penalties Should Have a Deterrent Effect and Not Be Merely a Cost of Doing Business

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

Penalties Should Not Be Disproportionate to Employer's Revenue

United States v. Crescent City Meat Company, Inc. 11 OCAHO 1223 (2014)

Penalty Within Statutory Range Presumed Valid Under Eighth Amendment Excessive Fines Clause

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1242 (2015)

Poor Rate of Compliance Without Showing Culpable Conduct Insufficient to Prove Lack of Good Faith

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)
Principal Goal Is To Enhance Probability of Future Compliance

United States v. Durable, Inc. 11 OCAHO 1229 (2014)
Prophylactic Purpose Best Served When Penalty Is Significant Enough to Prompt Change of Behavior

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1242 (2015)
Proportionality is Critical in Setting Penalties

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Proportionality of Fine Judged Relative to Gravity of Violations and Size of Business

United States v. Jalisco's Bar and Grill, Inc. 11 OCAHO 1224 (2014)
Purpose is to Deter Repeat Violations and Encourage Others to Comply

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1242 (2015)
Purposes of Fines Are To Deter Future Violations & Encourage Compliance w/Verification Procesures

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)
United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)
Reasonableness Based On Record As Whole and Statutory Factors in Particular

United States v. Century Hotels Corporation, d/b/a Scottsdale Thunderbird Suites 11 OCAHO 1218 (2014)
United States v. Dr. Robert Schaus, D.D.S. 11 OCAHO 1239 (2014)
United States v. Leed Construction, Megan Burkholder 11 OCAHO 1237 (2014)

Seriousness of Violation Evaluated on Continuum Because Not All Violations Are Equally Serious

United States v. Cawoods Produce, Inc.	12	OCAHO	1280	(2016)
United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles	12	OCAHO	1281	(2016)
United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co.	12	OCAHO	1276	(2016)
United States v. Golden Employment Group, Inc.	12	OCAHO	1277	(2016)
United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167)	11	OCAHO	1258	(2015)
United States v. Horno MSJ, Ltd., Company	11	OCAHO	1247	(2015)
United States v. Mott Thoroughbred Stables, Inc.	11	OCAHO	1233	(2014)
United States v. Muniz Concrete & Contracting, Inc.	12	OCAHO	1278	(2016)
United States v. Niche, Inc.	11	OCAHO	1250	(2015)
United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging	11	OCAHO	1253	(2015)
United States v. Romans Racing Stables, Inc.	11	OCAHO	1230	(2014)
United States v. Safe-Air of Illinois, Inc.	12	OCAHO	1270	(2016)
United States v. Senox Corporation	11	OCAHO	1219	(2014)
United States v. SKZ Harvesting, Inc.	11	OCAHO	1266	(2016)
United States v. Speedy Gonzalez Construction, Inc.	11	OCAHO	1243	(2015)

Seriousness of Violation Refers to Degree to Which Employer Has Deviated From the Proper Form

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co.	12	OCAHO	1276	(2016)
United States v. Muniz Concrete & Contracting, Inc.	12	OCAHO	1278	(2016)

Should Deter Future Violations Without Being Unduly Punitive

United States v. Senox Corporation	11	OCAHO	1219	(2014)

Size of Business Did Not Necessitate Further Mitigation of Civil Penalty

United States v. M & D Masonry	10	OCAHO	1215	(2014)

Social Security Mismatch Does Not Establish That a Particular Individual is Unauthorized for Employment

United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)

Statute Does Not Prohibit Consideration of Unenumerated Factors

United States v. Clean Sweep Janitor Service 11 OCAHO 1226 (2014)

United States v. Crescent City Meat Company, Inc. 11 OCAHO 1223 (2014)

Statute Does Not Require That Equal Weight Be Given Each of the Five Statutory Factors

United States v. Dr. Robert Schaus, D.D.S. 11 OCAHO 1239 (2014)

United States v. Durable, Inc. 11 OCAHO 1231 (2014)

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

United States v. Homestead Metal Recycling Corp. 11 OCAHO 1251 (2015)

United States v. Liberty Packaging, Inc. 11 OCAHO 1245 (2015)

United States v. Mott Thoroughbred Stables, Inc. 11 OCAHO 1233 (2014)

United States v. Romans Racing Stables, Inc. 11 OCAHO 1230 (2014)

United States v. Senox Corporation 11 OCAHO 1219 (2014)

Statute Does Not Require That Equal Weight Be Given Enumerated Factors Nor Rule Out Other Factors

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)

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United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Kenneth McPeek Racing Stables, Inc. 11 OCAHO 1249 (2015)

United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging 11 OCAHO 1253 (2015)

United States v. Safe-Air of Illinois, Inc. 12 OCAHO 1270 (2016)

United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

Statute Does Not Require That Equal Weight Be Given to Each Required Penalty Factor

Margarita Garcia Ocana v. El Dorado Stone, LLC 11 OCAHO 1244 (2015)

United States v. Clean Sweep Janitor Service 11 OCAHO 1226 (2014)

United States v. Crescent City Meat Company, Inc. 11 OCAHO 1223 (2014)

United States v. Romans Racing Stables, Inc. 11 OCAHO 1230 (2014)

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

Statute Does Not Rule Out Consideration of Unenumerated Factors

Margarita Garcia Ocana v. El Dorado Stone, LLC 11 OCAHO 1244 (2015)

United States v. Homestead Metal Recycling Corp. 11 OCAHO 1251 (2015)

United States v. Liberty Packaging, Inc. 11 OCAHO 1245 (2015)

United States v. Mott Thoroughbred Stables, Inc. 11 OCAHO 1233 (2014)

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

Statute Does Not Specify Factors ALJ Must Consider in Setting Penalty for Knowing Hire Violation

United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

Statutory Fine Factors Only for Paperwork Violations Not Knowing Hire or Continuing to Employ

United States v. Foothill Packing, Inc. 11 OCAHO 1240 (2015)

United States v. Jalisco's Bar and Grill, Inc. 11 OCAHO 1224 (2014)

United States v. Split Rail Fence Company, Inc. 11 OCAHO 1216 a (2015)

There Is No Sole Permissible Method for Calculating Penalties

United States v. Senox Corporation 11 OCAHO 1219 (2014)

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)

There Must Be Rational Relationship Between Magnitude of Offense and Penalty

United States v. Safe-Air of Illinois, Inc. 12 OCAHO 1270 (2016)

Violations Evaluated on a Continuum Because Not All Violations are Equally Serious

United States v. Century Hotels Corporation, d/b/a Scottsdale Thunderbird Suites 11 OCAHO 1218 (2014)

Weight of Each Statutory Factor Depends on Facts of Each Case

United States v. Golf International d/b/a Desert Canyon Golf 11 OCAHO 1222 (2014)

Where A Paperwork Violation is Found, The Act Does Not Provide for Waiver of Penalty

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

FORGED DOCUMENTS

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United States v. Armando Alvarez-Suarez 6 OCAHO 862 (1996)

United States v. Hardeep Singh 3 OCAHO 520 (1993)

United States v. Maria Sourovova 8 OCAHO 1020 (1998)

United States v. Mireya Pedraza-Guzman 5 OCAHO 792 (1995)

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United States v. H&H Saguaro Specialists 10 OCAHO 1147 (2012)

A Birth Certificate is Not a Valid List B Document That Establishes Identity

United States v. Monadnock Mountain Spring Water, Inc. 10 OCAHO 1193 (2013)

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United States v. Benjamin P. Raygoza d/b/a Cielito Lindo Restaurant	5	OCAHO	729	(1995)
United States v. Burns and Intra-Continental Enterprises	5	OCAHO	768	(1995)
United States v. Corporate Loss Prevention Associates, Ltd.	6	OCAHO	908	(1997)
United States v. David Jenkins	5	OCAHO	743	(1995)
United States v. Diversified Technology and Services of Virginia, Inc.	9	OCAHO	1095	(2003)
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United States v. El Paso Hospitality, Inc.	5	OCAHO	737	(1995)
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United States v. R&M Fashion, Inc.	6	OCAHO	826	(1995)
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United States v. Tri-Component Product Corporation	5	OCAHO	821	(1995)
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Daniel DeNardo v. WH Smith USA Travel	9	OCAHO	1080	(2002)
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United States v. Diversified Technology and Services of Virginia, Inc.	9	OCAHO	1095	(2003)

Document Fraud

United States v. Monica Zapata-Cosio 5 OCAHO 822 (1995)

United States v. Mourad Abu Remileh 5 OCAHO 724 (1995)

Employee's Documents Are To Be Independently Verified By the Employer, Not By the Employee

United States v. International Packaging, Inc. 12 OCAHO 1275 (2016)

Employee's Failure to Check a Box in Section 1 Attesting to Status is a Serious Violation

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

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United States v. Monadnock Mountain Spring Water, Inc. 10 OCAHO 1193 (2013)

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Employee's Failure to Check Box Attesting to Status or Sign Section 1 is a Substantive Violation

United States v. Durable, Inc. 11 OCAHO 1229 (2014)

United States v. Quickstuff, LLC, Its Member Maria Castillo, and A&C Staffing, LLC 11 OCAHO 1265 (2015)

Employer Is Permitted, But Not Required, To Copy Employee Documents Presented for Form I-9

United States v. International Packaging, Inc. 12 OCAHO 1275 (2016)

Employer Must Attest to Examination of Section 2 Documents

United States v. Golden Employment Group, Inc. 12 OCAHO 1274 (2016)

United States v. Senox Corporation 11 OCAHO 1219 (2014)

United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)

Employer Must Ensure Employee Completes and Signs Form I-9 Section 1 On Date of Hire

United States v. Durable, Inc. 11 OCAHO 1229 (2014)

Employer's Completion of Section 3 In Lieu of Section 2 Constitutes Substantive Violation

United States v. Durable, Inc. 11 OCAHO 1229 (2014)

Employer's Failure to Ensure Employee Properly Completes Form I-9 Section 1 is Serious Violation

United States v. Quickstuff, LLC, Its Member Maria Castillo, and A&C Staffing, LLC 11 OCAHO 1265 (2015)

Employer's Failure to Sign Form I-9 Section 2 Is A Very Serious Violation

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United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)

Employers Not At Liberty to Create Own Alternative Employment Eligibility Verification Systems

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

Failure to Attest to Examination of Section 2 Documents is Serious Substantive Violation

United States v. Senox Corporation 11 OCAHO 1219 (2014)

Failure to Complete and Sign Section 2 of Form I-9 Is Both Substantive and Serious Violation

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

Failure to Complete I-9 Within Three Business Days is Serious Violation

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

Failure to Complete or Sign Form I-9 Section 2 Employer Verification Constitutes Substantive Violation

United States v. Durable, Inc. 11 OCAHO 1229 (2014)

Failure to Ensure Employee Enters Alien Number in Section 1 Constitutes Serious Violation

United States v. Durable, Inc. 11 OCAHO 1229 (2014)

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

United States v. Horno MSJ, Ltd., Company 11 OCAHO 1247 (2015)

Failure to Ensure Employee Signs Form I-9 Section 1 Is A Serious Violation

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

Failure to Ensure Employee Timely Completes Section 1 Constitutes Serious Violation

United States v. Durable, Inc. 11 OCAHO 1229 (2014)

Failure to Enter Required Document Information in Section 2 Constitutes Serious Violation

United States v. Durable, Inc. 11 OCAHO 1229 (2014)

Failure to Identify Issuing Authority In Form I-9 Section 2 Is A Serious Violation

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

Failure to Prepare Form I-9 Among Most Serious Paperwork Violations

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

Failure to Prepare Form I-9 Subverts the Purpose of the Employment Verification Requirements

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

Failure to Properly Complete Section 2 of the Form I-9 is a Serious Violation

United States v. Durable, Inc. 11 OCAHO 1229 (2014)

Failure to Reverify Employment Authorization Document Before Expiration Date Constitutes Violation

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

United States v. Niche, Inc. 11 OCAHO 1250 (2015)

Failure to Timely Prepare Form I-9 Is A Serious Violation

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

Form I-9 Timely Prepared If Section 1 Completed at Hire and Section 2 Within Three Days of Hire

United States v. Cawoods Produce, Inc.	12	OCAHO	1280	(2016)
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United States v. Corporate Loss Prevention Associates, Ltd.	6	OCAHO	908	(1997)
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United States v. Davis Nursery, Inc.	4	OCAHO	694	(1994)
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United States v. LFW Dairy Corporation	10	OCAHO	1129	(2009)
United States v. Maria Teresa De Jesus Morales-Martinez	5	OCAHO	727	(1995)
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I-9 Section 3 To Be Used Only for Reverification After Section 2 is Properly Completed At Hire

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No Substitute for Proper Completion of Form I-9

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The Longer the Delay In Preparing a Form I-9, The More Serious the Violation

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United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

Use of Section 3 of Form I-9 Only Proper If Employee Is Rehired or Work Authorization Expires

United States v. Durable, Inc. 11 OCAHO 1231 (2014)

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DHS's Identification of Respondent for an Enforcement Audit Not Suppressible in OCAHO Proceedings

United States v. Frimmel Management, LLC d/b/a Uncle Sam's 12 OCAHO 1271 (2016)

Evidence Obtained Through Egregious Actions by DHS Officials May Be Suppressed

United States v. Frimmel Management, LLC d/b/a Uncle Sam's 12 OCAHO 1271 (2016)

Exclusionary Rule

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United States v. Israel Velasquez-Tabir 6 OCAHO 909 (1997)

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Identity of a Respondent in Civil Proceesings is Never Itself Suppressible

United States v. Frimmel Management, LLC d/b/a Uncle Sam's 12 OCAHO 1271 (2016)

Identity of Sovereign Who Seizes Evidence Relevant in Assessing Deterrent Effect of Exclusion

United States v. Frimmel Management, LLC d/b/a Uncle Sam's 12 OCAHO 1271 a (2016)

Suppression of Evidence Should Provide Substantial Deterrent to Unlawful Police Action at Issue

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United States v. Nu Line Fashions, Inc. 1 OCAHO 147 (1990)

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Absence of Good Faith Shown Where Employer Enters False Hire Dates on Multiple 1-9 Forms

United States v. Durable, Inc. 11 OCAHO 1229 (2014)

Absence of Good Faith Where Employer Fails to Ascertain and Conform Conduct to Legal Obligations

United States v. Durable, Inc. 11 OCAHO 1229 (2014)

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Deliberate Falsification of Information in Section 2 of Form I-9 Does Not Indicate Good Faith

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Failure to Conform Practices to Law After Previous Violations May Constitute Lack of Good Faith

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Failure to Cooperate With ICE's Investigation Can Constitute Culpable Conduct

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Defense Only Available for Technical or Procedural - Not Substantive - Violations

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Good Faith Affirmative Defense Only Available for Technical/Procedural Violations

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United States v. PPJV, Inc. d/b/a Publishers Press	2	OCAHO	337	(1991)
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Employer Chargeable With Such Knowledge As Reasonable Inquiry Would Have Revealed

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United States v. Continental Sports Corporation 5 OCAHO 780 (1995)

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Employer Cannot Avoid Liability by Submitting I-9s After the Deadline Unless Extension is Granted

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Employers Are Routinely Held Liable for Acts of the Authorized Agents

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United States v. Riverboat Delta King, Inc.	5	OCAHO	738	(1995)
United States v. Rupson of Hyde Park, Inc. d/b/a Super 8 Motel, Hyde Park	7	OCAHO	958	(1997)
United States v. Task Force Security, Inc. d/b/a Task Force Security and Investigations	4	OCAHO	625	(1994)
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United States v. David Jenkins	5 OCAHO	743	(1995)
United States v. DJ Drywall, Inc.	10 OCAHO	1136	(2010)
United States v. Draper-King Cole, Inc.	7 OCAHO	933	(1997)
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United States v. Kerry J. Vicker d/b/a SNB Cleaning	5 OCAHO	819	(1995)
United States v. LFW Dairy Corporation	10 OCAHO	1129	(2009)
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United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1234 (2014)

Must Include Nature of Request, Objections, Arguments, and Good Faith Attempt to Resolve

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United States v. Durable, Inc. 11 OCAHO 1221 (2014)

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1234 (2014)

Objections & Reasons Must Be Stated in Discovery Response, Not Only in Opposing Motion to Compel

United States v. Autobuses Ejecutivos, LLC d/b/a Omnibus Express 11 OCAHO 1220 (2014)

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1234 (2014)

Opposing Party Bears Burden of Persuasion

United States v. Autobuses Ejecutivos, LLC d/b/a Omnibus Express 11 OCAHO 1220 (2014)

Opposing Party Must Specify Objections and Demonstrate That Objections Are Justified

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United States v. La Hacienda Mexican Café 10 OCAHO 1167 (2013)

United States v. Monroe Novelty Co., Inc. d/b/a Monroe Novelties Corporation 7 OCAHO 986 (1998)

United States v. Morgan's Mexican & Lebanese Foods, Inc. 8 OCAHO 1013 (1998)

United States v. New China Buffet Restaurant 10 OCAHO 1133 (2010)

United States v. Ricardo Calderon, Inc. 6 OCAHO 832 (1996)

United States v. Riverboat Delta King, Inc. 5 OCAHO 738 (1995)

United States v. Skydive Academy of Hawaii Corporation d/b/a Skydive Hawaii 6 OCAHO 848 (1996)

United States v. Sunshine Building Maintenance, Inc. 7 OCAHO 997 (1998)

United States v. Task Force Security, Inc. d/b/a Task Force Security and Investigations 4 OCAHO 625 (1994)

United States v. Taste of China 10 OCAHO 1164 (2013)

Factor(s)

United States v. Irma Hernandez 8 OCAHO 1043 (2000)

United States v. Rupson of Hyde Park, Inc. d/b/a Super 8 Motel, Hyde Park 7 OCAHO 958 (1997)

Civil Penalties

United States v. Jabil Circuit, Inc. 10 OCAHO 1146 (2012)

Completion

United States v. Big Bear Market 1 OCAHO 48 (1989)

United States v. Boo Bears Den 1 OCAHO 71 (1989)

United States v. DJ Drywall, Inc. 10 OCAHO 1136 (2010)

United States v. LFW Dairy Corporation 10 OCAHO 1129 (2009)
United States v. Manos & Associates, Inc. d/b/a The Bread Basket Restaurant 1 OCAHO 130 (1989)
United States v. Mester Manufacturing Company 1 OCAHO 18 (1988)
United States v. Min Goldblatt & Sons, Inc. t/a Richfield Caterers 1 OCAHO 154 (1990)
United States v. New China Buffet Restaurant 10 OCAHO 1133 (2010)
Completion of I-9 for Employee Who Works Fewer Than Three Business Days

United States v. A&J Kyoto Japanese Restaurant, Inc. 10 OCAHO 1186 (2013)
United States v. Two For Seven, LLC d/b/a Black & Blue Restaurant 10 OCAHO 1208 (2014)
Compliance

United States v. Corporate Loss Prevention Associates, Ltd. 6 OCAHO 886 (1996)
Continuing Violation(s)

United States v. Curran Engineering Company, Inc. 7 OCAHO 975 (1997)
United States v. Rupson of Hyde Park, Inc. d/b/a Super 8 Motel, Hyde Park 7 OCAHO 940 (1997)
United States v. WSC Plumbing, Inc. 9 OCAHO 1071 (2001)
Affirmative Defense(s)
United States v. WSC Plumbing, Inc. 9 OCAHO 1061 (2000)
Copying and Attaching Verification Documents Without Properly Completing Form I-9

United States v. Super 8 Motel & Villella Italian Restaurant 10 OCAHO 1191 (2013)
Copying Employment Eligibility Documents Doesn't Excuse Employer's Failure to Complete Section 2

Ketchikan Drywall Services, Inc. v. Immigration and Customs Enforcement; Office of the Chief Administrative Hearing Officer 10 OCAHO 1201 (2013)
United States v. A&J Kyoto Japanese Restaurant, Inc. 10 OCAHO 1186 (2013)
United States v. Platinum Builders of Central Florida, Inc. 10 OCAHO 1199 (2013)
Copying Verification Documents

United States v. International Packaging, Inc. 12 OCAHO 1275 (2016)

United States v. Seven Elephants Distributing Corp. 10 OCAHO 1173 (2013)

Creation of False Section 2 Attestations Is Substantive Violation

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1242 (2015)

Default

United States v. Alliance Construction, Inc. 7 OCAHO 983 (1998)

Defense(s)

United States v. Alberta Sosa, Inc. 4 OCAHO 720 (1994)

United States v. American Terrazzo Corporation d/b/a John Delallo Foods 6 OCAHO 877 (1996)

United States v. Anthony Borrelli and Sons, Inc. 8 OCAHO 1027 (1999)

United States v. Chi Ling, Inc. d/b/a Chi Ling Chinese Restaurant 5 OCAHO 723 (1995)

United States v. China Wok Restaurant, Inc., a Nebraska Corporation 4 OCAHO 608 (1994)

United States v. Corporate Loss Prevention Associates, Ltd. 6 OCAHO 908 (1997)

United States v. Davis Nursery, Inc. 4 OCAHO 694 (1994)

United States v. Diversified Technology and Services of Virginia, Inc. 9 OCAHO 1095 (2003)

United States v. Enrique Reyes d/b/a King's Produce 4 OCAHO 592 (1994)

United States v. Exim, Inc. and Jaime Monardes, Individually 4 OCAHO 604 (1994)

United States v. LFW Dairy Corporation 10 OCAHO 1129 (2009)

United States v. Local Building & Remodeling of International Falls 3 OCAHO 567 (1993)

United States v. Manuel Orozco-Minjares 4 OCAHO 606 (1994)

United States v. Northern Michigan Fruit Company 4 OCAHO 667 (1994)

United States v. Onion River Sports, Inc. 4 OCAHO 673 (1994)

United States v. Randall Kurzon, Individually and Alonza Restaurant Ventures, inc. 3 OCAHO 583 (1993)

United States v. Sunshine Building Maintenance, Inc. 7 OCAHO 997 (1998)

United States v. WSC Plumbing, Inc. 9 OCAHO 1062 (2000)

Employee's Documents Are To Be Independently Verified By the Employer, Not By the Employee

United States v. International Packaging, Inc. 12 OCAHO 1275 (2016)

Employee's Failure to Check a Box in Section 1 Attesting to Status is a Serious Violation

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

United States v. Horno MSJ, Ltd., Company 11 OCAHO 1247 (2015)

United States v. Quickstuff, LLC, Its Member Maria Castillo, and A&C Staffing, LLC 11 OCAHO 1265 (2015)

Employee's Failure to Complete Citizenship Attestation Constitutes Serious Substantive Violation

United States v. Super 8 Motel & Villella Italian Restaurant 10 OCAHO 1191 (2013)

Employees Must Attest to Specific Category of Employment Eligibility in Which They Fit

Ketchikan Drywall Services, Inc. v. Immigration and Customs Enforcement; Office of the Chief Administrative Hearing Officer 10 OCAHO 1201 (2013)

Employer Cannot Avoid Liability by Submitting I-9s After the Deadline Unless Extension is Granted

United States v. SKZ Harvesting, Inc. 11 OCAHO 1266 (2016)

Employer is Liable for Only One Violation Per Form I-9

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

United States v. Super 8 Motel & Villella Italian Restaurant 10 OCAHO 1191 (2013)

Employer Must Complete Form I-9 Section 2 Within 3 Business Days of Employee's First Day of Work

United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

Employer Must Ensure Employee Completes and Signs Form I-9 Section 1 On Date of Hire

United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

United States v. Cafe Camino Real, Inc.	2 OCAHO	307	(1991)
United States v. Diversified Technology and Services of Virginia, Inc.	9 OCAHO	1095	(2003)
United States v. Exim, Inc. and Jaime Monardes, Individually	3 OCAHO	591	(1993)
United States v. Giannini Landscaping, Inc.	3 OCAHO	573	(1993)
United States v. New Peking, Inc. d/b/a New Peking Chinese Restaurant	2 OCAHO	329	(1991)
United States v. Oscar Chacon, Sr.	3 OCAHO	578	(1993)
United States v. PPJV, Inc. d/b/a Publishers Press	2 OCAHO	354	(1991)
United States v. Rosario Strano d/b/a Strano Farms	3 OCAHO	492	(1993)
United States v. Wood 'N Stuff	3 OCAHO	574	(1993)
Form I-9			
United States v. 4431, Inc. t/a Candlelight Inn	4 OCAHO	611	(1994)
United States v. Burns and Intra-Continental Enterprises	5 OCAHO	768	(1995)
United States v. Chef Rayko, Inc. d/b/a Chef Rayko's Cucina Italiana	5 OCAHO	794	(1995)
United States v. China Wok Restaurant, Inc., a Nebraska Corporation	4 OCAHO	608	(1994)
United States v. Corporate Loss Prevention Associates, Ltd.	6 OCAHO	908	(1997)
United States v. David Jenkins	5 OCAHO	743	(1995)
United States v. El Paso Hospitality, Inc.	5 OCAHO	737	(1995)
United States v. Enrique Reyes d/b/a King's Produce	4 OCAHO	592	(1994)
United States v. Giamblis Enterprises	5 OCAHO	817	(1995)
United States v. GRS, Inc. d/b/a Gasket Engineering	4 OCAHO	627	(1994)
United States v. Hosung Cleaning Corporation d/b/a Sun Cleaner	4 OCAHO	670	(1994)
United States v. Karnival Fashion, Inc.	5 OCAHO	769	(1995)
United States v. Manuel Orozco-Minjares	4 OCAHO	606	(1994)
United States v. R&M Fashion, Inc.	6 OCAHO	826	(1995)
United States v. Tri-Component Product Corporation	5 OCAHO	821	(1995)
United States v. Vogue Pleating, Stitching & Embroidery Corporation	5 OCAHO	782	(1995)

Generally

United States v. Chef Rayko, Inc. d/b/a Chef Rayko's Cucina Italiana 5 OCAHO 794 (1995)

Employer's Failure to Ensure Employee Attests to Status in Section 1 is a Substantive Violation

United States v. Golf International d/b/a Desert Canyon Golf 10 OCAHO 1214 (2014)

Employer's Failure to Ensure Employee Properly Completes Form I-9 Section 1 is Serious Violation

United States v. Golf International d/b/a Desert Canyon Golf 11 OCAHO 1222 (2014)

United States v. Kenneth McPeek Racing Stables, Inc. 11 OCAHO 1249 (2015)

United States v. Quickstuff, LLC, Its Member Maria Castillo, and A&C Staffing, LLC 11 OCAHO 1265 (2015)

Employer's Failure to Sign Form I-9 Section 2 Is A Very Serious Violation

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

United States v. Golf International d/b/a Desert Canyon Golf 11 OCAHO 1222 (2014)

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

United States v. Horno MSJ, Ltd., Company 11 OCAHO 1247 (2015)

Employers Must Prepare and Retain Forms I-9 for Employees Hired After November 6, 1986

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

United States v. Golden Employment Group, Inc. 12 OCAHO 1274 (2016)

United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

Employers Not At Liberty to Create Own Alternative Employment Eligibility Verification Systems

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

Examing Copies of Employee Documents Insufficient Where Law Requires Examination of Originals

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1242 (2015)

Factors

United States v. DJ Drywall, Inc. 10 OCAHO 1136 (2010)

Failure to Complete and Sign Section 2 of Form I-9 Is Both Substantive and Serious Violation

United States v. Durable, Inc. 11 OCAHO 1231 (2014)

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

United States v. Horno MSJ, Ltd., Company 11 OCAHO 1247 (2015)

Failure to Complete Employment Eligibility Verification Form I-9 Constitutes Serious Violation

United States v. Crescent City Meat Company, Inc. 11 OCAHO 1223 (2014)

United States v. Super 8 Motel & Villella Italian Restaurant 10 OCAHO 1191 (2013)

Failure to Complete I-9 Form for Employee Who Works Fewer Than Three Business Days

United States v. Golden Employment Group, Inc. 12 OCAHO 1274 (2016)

Failure to Complete I-9 Within Three Business Days

Siam Thai Sushi Restaurant, d/b/a Four Siamese Company, Inc. 10 OCAHO 1174 (2013)

United States v. Anodizing Industries, Inc. 10 OCAHO 1184 (2013)

United States v. Modern Disposal Incorporated 10 OCAHO 1175 (2013)

United States v. Mr. Mike's Pizza, Inc. 10 OCAHO 1196 (2013)

United States v. New Star at Niagara Fall, Inc., d/b/a New Star Buffet 10 OCAHO 1192 (2013)

United States v. Pharaoh's Gentleman's Club, Inc. 10 OCAHO 1189 (2013)

Failure to Complete I-9 Within Three Business Days is Serious Violation

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

United States v. Kenneth McPeek Racing Stables, Inc. 11 OCAHO 1249 (2015)

United States v. Mr. Mike's Pizza, Inc. 10 OCAHO 1196 (2013)

United States v. Niche, Inc. 11 OCAHO 1250 (2015)

Failure to Ensure Employee Checks Box Attesting to Immigration Status is Serious Violation

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)

Failure to Ensure Employee Enters Alien Number in Section 1 Constitutes Serious Violation

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

United States v. Horno MSJ, Ltd., Company 11 OCAHO 1247 (2015)

Failure to Ensure Employee Signs Form I-9 Section 1 Is A Serious Violation

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

Failure to Ensure Employee Signs Form I-9 Section 1 is a Substantive Failure

United States v. Golf International d/b/a Desert Canyon Golf 10 OCAHO 1214 (2014)

Failure to Ensure Employee Signs, Lists Immigration Status and A Number on I-9 Are Serious Violations

United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1228 (2014)

Failure to Identify Issuing Authority In Form I-9 Section 2 Is A Serious Violation

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

Failure to Prepare

United States v. American Terrazzo Corporation d/b/a John Delallo Foods 6 OCAHO 877 (1996)

United States v. Corporate Loss Prevention Associates, Ltd. 6 OCAHO 908 (1997)

United States v. DJ Drywall, Inc. 10 OCAHO 1136 (2010)

United States v. LFW Dairy Corporation 10 OCAHO 1129 (2009)

Failure to Prepare Form I-9 Among Most Serious Paperwork Violations

United States v. Clean Sweep Janitor Service	11	OCAHO	1226	(2014)
United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles	12	OCAHO	1281	(2016)
United States v. Golden Employment Group, Inc.	12	OCAHO	1277	(2016)
United States v. Golf International d/b/a Desert Canyon Golf	11	OCAHO	1222	(2014)
United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167)	11	OCAHO	1258	(2015)
United States v. Homestead Metal Recycling Corp.	11	OCAHO	1251	(2015)
United States v. Horno MSJ, Ltd., Company	11	OCAHO	1247	(2015)
United States v. Keegan Varitey, LLC	11	OCAHO	1238	(2014)
United States v. Muniz Concrete & Contracting, Inc.	12	OCAHO	1278	(2016)
United States v. Safe-Air of Illinois, Inc.	12	OCAHO	1270	(2016)

Failure to Prepare Form I-9 Subverts the Purpose of the Employment Verification Requirements

United States v. Buffalo Transportation, Inc.	11	OCAHO	1263	(2015)
United States v. Clean Sweep Janitor Service	11	OCAHO	1226	(2014)
United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167)	11	OCAHO	1258	(2015)
United States v. Keegan Varitey, LLC	11	OCAHO	1238	(2014)

Failure to Prepare I-9 Among Most Serious Paperwork Violations

United States v. Buffalo Transportation, Inc.	11	OCAHO	1263	(2015)
United States v. Kenneth McPeek Racing Stables, Inc.	11	OCAHO	1249	(2015)
United States v. Mott Thoroughbred Stables, Inc.	11	OCAHO	1233	(2014)
United States v. Niche, Inc.	11	OCAHO	1250	(2015)
United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging	11	OCAHO	1253	(2015)
United States v. Speedy Gonzalez Construction, Inc.	11	OCAHO	1243	(2015)

Failure to Present Forms I-9 Within Three Days of Government's Request

United States v. A&J Kyoto Japanese Restaurant, Inc. 10 OCAHO 1186 (2013)
United States v. Golden Employment Group, Inc. 12 OCAHO 1274 (2016)
United States v. The Red Coach Restaurant, Inc. 10 OCAHO 1195 (2013)
Failure to Present Timely Prepared I-9 Forms is a Serious Violation

Margarita Garcia Ocana v. El Dorado Stone, LLC 11 OCAHO 1244 (2015)
United States v. Kenneth McPeek Racing Stables, Inc. 11 OCAHO 1249 (2015)
United States v. Liberty Packaging, Inc. 11 OCAHO 1245 (2015)
Failure to Properly Complete Employer Verification in Section 2 Constitutes Substantive Violation

United States v. Golf International d/b/a Desert Canyon Golf 10 OCAHO 1214 (2014)
United States v. Super 8 Motel & Villella Italian Restaurant 10 OCAHO 1191 (2013)
Failure to Properly Complete I-9 Less Serious Than Failure to Prepare or Present I-9

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)
United States v. Horno MSJ, Ltd., Company 11 OCAHO 1247 (2015)
United States v. Speedy Gonzalez Construction, Inc. 11 OCAHO 1243 (2015)
Failure to Properly Complete Section 2 of the Form I-9 is a Serious Violation

United States v. Golf International d/b/a Desert Canyon Golf 11 OCAHO 1222 (2014)
United States v. Kenneth McPeek Racing Stables, Inc. 11 OCAHO 1249 (2015)
Failure to Properly Complete Section 2 of the Form I-9 is a Very Serious Violation

United States v. New Outlook Homecare, LLC 10 OCAHO 1210 (2014)
Failure to Properly Verify Documents in Form I-9 Section 2 Is Serious and Substantive Violation

United States v. Horno MSJ, Ltd., Company 11 OCAHO 1247 (2015)
Failure to Reverify Employment Authorization Document Before Expiration Date Constitutes Violation

United States v. Hartmann Studios, Inc. 11 OCAHO 1255 (2015)

Failure to Timely Prepare Form I-9 Is A Serious Violation

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Homestead Metal Recycling Corp. 11 OCAHO 1251 (2015)

Failure to Timely Prepare Form I-9 is Both Substantive and Serious Violation

United States v. Dr. Robert Schaus, D.D.S. 11 OCAHO 1239 (2014)

United States v. Kobe Sakura Japanese, Inc. 10 OCAHO 1205 (2013)

United States v. Kobe Sapporo Japanese, Inc. 10 OCAHO 1204 (2013)

United States v. Platinum Builders of Central Florida, Inc. 10 OCAHO 1199 (2013)

United States v. Red Bowl of Cary, LLC, Inc. d/b/a Red Bowl Asian Bistro 10 OCAHO 1206 (2013)

United States v. Two For Seven, LLC d/b/a Black & Blue Restaurant 10 OCAHO 1208 (2014)

For Employee Rehired Within 3 Years, Previous I-9 Can Be Used In Lieu of Completing a New I-9

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)

Form I-9

United States v. DJ Drywall, Inc. 10 OCAHO 1136 (2010)

United States v. LFW Dairy Corporation 10 OCAHO 1129 (2009)

United States v. New China Buffet Restaurant 10 OCAHO 1133 (2010)

Form I-9 Section 2 Is the Heart of the Employment Eligibility Verification Process

Margarita Garcia Ocana v. El Dorado Stone, LLC 11 OCAHO 1244 (2015)

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

United States v. Liberty Packaging, Inc. 11 OCAHO 1245 (2015)

Forms I-9 May Be So Deficient That Violations Are Tantamount to Total Failure to Prepare an I-9

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

Generally

United States v. Aegis Fashion, Inc. 1 OCAHO 239 (1990)
United States v. Anders Kampe d/b/a Kampe Motors, Ltd. 3 OCAHO 462 (1992)
United States v. Applied Computer Technology 2 OCAHO 367 (1991)
United States v. Bayley's Quality Seafoods, Inc. 1 OCAHO 238 (1990)
United States v. Big Bear Market 1 OCAHO 48 (1989)
United States v. Broadway Tire, Inc. 2 OCAHO 310 (1991)
United States v. Buckingham Limited Partnership d/b/a Mr. Wash 1 OCAHO 151 (1990)
United States v. Burns and Intra-Continental Enterprises 4 OCAHO 679 (1994)
United States v. Business Teleconsultants, Ltd. 3 OCAHO 536 (1993)
United States v. Business Teleconsultants, Ltd. 3 OCAHO 565 (1993)
United States v. Cafe Camino Real, Inc. 2 OCAHO 307 (1991)
United States v. Charo's Corporation d/b/a Charo's Restaurant 2 OCAHO 369 (1991)
United States v. Charo's Corporation d/b/a Charo's Restaurant 3 OCAHO 467 (1992)
United States v. Christie Automotive Products 2 OCAHO 361 (1991)
United States v. Collins Food International, Inc. d/b/a Sizzler Restaurant 1 OCAHO 67 (1989)
United States v. Corporate Loss Prevention Associates, Ltd. 6 OCAHO 908 (1997)
United States v. Curran Engineering Company, Inc. 7 OCAHO 975 (1997)
United States v. David Day d/b/a David Day Masonry 3 OCAHO 575 (1993)
United States v. Diamond Construction, Inc. 3 OCAHO 456 (1992)
United States v. DJ Drywall, Inc. 10 OCAHO 1136 (2010)
United States v. Dubois Farms, Inc. 1 OCAHO 242 (1990)
United States v. Dubois Farms, Inc. 2 OCAHO 376 (1991)
United States v. Eagles Groups, Inc. d/b/a Golden Eagle Services 2 OCAHO 342 (1991)
United States v. Ebrahim Banafsheha 3 OCAHO 525 (1993)
United States v. Ed Valencia & Sons, Inc. d/b/a Valladares 2 OCAHO 316 (1992)

United States v. Eduardo Gutierrez, Individually and d/b/a Diamond Tires and Wheels	3	OCAHO	554	(1993)
United States v. Eduardo Gutierrez, Individually and d/b/a Diamond Tires and Wheels	3	OCAHO	554	(1993)
United States v. Elder Jerez d/b/a Green Scaping	3	OCAHO	420	(1992)
United States v. Felipe, Inc.	1	OCAHO	93	(1989)
United States v. Four Seasons Earthworks, Inc.	10	OCAHO	1150	(2012)
United States v. Gerald Hollendorfer	1	OCAHO	175	(1990)
United States v. Giamblis Enterprises	5	OCAHO	817	(1995)
United States v. Giannini Landscaping, Inc.	3	OCAHO	573	(1993)
United States v. Goldenfield Corporation d/b/a Rodeway Inn	2	OCAHO	321	(1991)
United States v. Hilario Rodriguez, Jr.	1	OCAHO	276	(1990)
United States v. Honeybake Farms, Inc.	2	OCAHO	311	(1991)
United States v. Interdynamics, Inc.	3	OCAHO	433	(1992)
United States v. James Q. Carlson d/b/a Jimmy On The Spot	1	OCAHO	260	(1990)
United States v. James Q. Carlson d/b/a Jimmy On The Spot	1	OCAHO	264	(1990)
United States v. Johnny Ng Lim and Christina Lim Go d/b/a The New Orient	3	OCAHO	499	(1993)
United States v. Juan V. Acevedo	1	OCAHO	95	(1989)
United States v. Kangaroo Express of Pueblo	3	OCAHO	581	(1993)
United States v. Land Coast Insulation, Inc.	2	OCAHO	379	(1991)
United States v. Local Building & Remodeling of International Falls	3	OCAHO	567	(1993)
United States v. Lola O'Brien Oil d/b/a O'Brien Oil Company	1	OCAHO	166	(1990)
United States v. Lorenzo Robles d/b/a Lorenzo Robles Roofing and Construction	2	OCAHO	309	(1991)
United States v. M.T.S. Service Corporation d/b/a Maggie's Catering Mexico Tipico Restaurant	3	OCAHO	448	(1992)
United States v. Manos & Associates, Inc. d/b/a The Bread Basket Restaurant	1	OCAHO	130	(1989)
United States v. Mario Saikhon, Inc.	1	OCAHO	279	(1990)
United States v. Mark Steven Carter d/b/a Dixie Industrial Service Company	7	OCAHO	931	(1997)
United States v. Min Goldblatt & Sons, Inc. t/a Richfield Caterers	1	OCAHO	154	(1990)
United States v. Minaco Fashions, Inc.	3	OCAHO	587	(1993)
United States v. Nevada Lifestyles, Inc. d/b/a Commercial Drapery Cleaners	3	OCAHO	518	(1993)

United States v. New China Buffet Restaurant	10	OCAHO	1133	(2010)
United States v. New El Rey Sausage Company	1	OCAHO	785	(1989)
United States v. Noel Plastering & Stucco, Inc.	3	OCAHO	427	(1992)
United States v. Oscar Chacon, Sr.	3	OCAHO	578	(1993)
United States v. Park Sunset Hotel	3	OCAHO	525	(1993)
United States v. Penrod National Enterprises, Inc. d/b/a Floral Bionomics Landscape Management	3	OCAHO	541	(1993)
United States v. PPJV, Inc. d/b/a Publishers Press	2	OCAHO	337	(1991)
United States v. PPJV, Inc. d/b/a Publishers Press	2	OCAHO	354	(1991)
United States v. Ricky Catalano d/b/a Papa Joe's Pizza	7	OCAHO	974	(1997)
United States v. Robert Marnul d/b/a Lamont Street Grill	3	OCAHO	441	(1992)
United States v. Robert Watson d/b/a North State Tile Company	1	OCAHO	253	(1990)
United States v. Ronning Landscaping, Inc.	10	OCAHO	1149	(2012)
United States v. Rosario Strano d/b/a Strano Farms	3	OCAHO	492	(1993)
United States v. SDI Industries, Inc.	3	OCAHO	465	(1992)
United States v. Silver Cloud Investments, Inc. d/b/a Silver Clouds Restaurant	3	OCAHO	509	(1993)
United States v. Skydive Academy of Hawaii Corporation d/b/a Skydive Hawaii	6	OCAHO	848	(1996)
United States v. South Masonry Fencing Company	1	OCAHO	4	(1988)
United States v. Task Force Security, Inc. d/b/a Task Force Security and Investigations	3	OCAHO	533	(1993)
United States v. Task Force Security, Inc. d/b/a Task Force Security and Investigations	3	OCAHO	563	(1993)
United States v. Tom & Yu, Inc. t/a Peking Garden Restaurant	3	OCAHO	412	(1993)
United States v. Tuttle's Design Build, Inc.	2	OCAHO	370	(1991)
United States v. Tuttle's Design Build, Inc.	3	OCAHO	422	(1992)
United States v. USA Café	1	OCAHO	42	(1989)
United States v. Widow Brown's Inn, Inc. t/a Widow Brown's Inn Main & Bushkill Streets	3	OCAHO	399	(1992)
United States v. William and Maria Sievert	1	OCAHO	294	(1991)
United States v. Wood 'N Stuff	3	OCAHO	574	(1993)

Good Faith Compliance

Technical or Procedural Verification Failures

United States v. Stanford Sign and Awning, Inc. 10 OCAHO 1145 (2012)
United States v. WSC Plumbing, Inc. 9 OCAHO 1062 (2000)
United States v. WSC Plumbing, Inc. 9 OCAHO 1071 (2001)
Government Refusal of Documents Deprived Employer of Opportunity to Correct Technical Violations

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Government Must Prove Existence of Aggravating Factor by Preponderance of Evidence

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Penalties Near Maximum Should Be Reserved for Most Egregious Violations

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Kevin Raffay v. Western Digital 10 OCAHO 1159 (2012)

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Claims of Retaliation for Engaging in Union Activity Must Be Pursued in a Different Forum

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Complaining About Sexual Harassment Is Not Protected Activity Within the Meaning of Section 1324b

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Counterclaim May Be Considered Retaliatory if it is Objectively Baseless

John A. Breda v. Kindred Braintree Hospital, LLC 10 OCAHO 1202 (2013)
Employer Has Burden of Production in Stating Non-Discriminatory Reason for Employment Action

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Evidence of Pretext Must Be Specific and Substantial

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Filing EEOC Religious Discrimination Complaint is not Protected Activity Under Section 1324b(a)(5)

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Filing With EEOC Is Not Protected Activity Under Section 1324b(a)(5)

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Generalized Complaints About Employing Undocumented Workers Isn't Protected Under Section 1324b

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United States v. Hotel Martha Washington Corporation	5	OCAHO	786	(1995)
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Must Show Adverse Employment Action Would Not Have Occurred But For Employee's Protected Activity

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Pretext May Be Shown by Proof That An Employer's Explanation is Unworthy of Credence

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Prima Facie Case May Be Established by Direct or Circumstantial Evidence

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Complaining About Illegal Hiring Under § 1324a Does Not Constitute Protected Activity Under § 1324b(a)(5)

Jose Carlos De Araujo v. Joan Smith Enterprises, Inc., aka California Pools and Spas and or California Pools and Landscape 10 OCAHO 1187 (2013)

Retaliation Claim Must Be Based on Conduct that is Protected Under Section 1324b

Linda Chellouf v. Inter American University of Puerto Rico 12 OCAHO 1269 (2016)

Salim J. Hajiani v. ESHA USA, Inc. and Sameer Ramjee 10 OCAHO 1212 (2014)

Retaliation May Consist of Actions Not Directly Related to an Individual's Employment

John A. Breda v. Kindred Braintree Hospital, LLC 10 OCAHO 1202 (2013)

Retaliation Provision of Section 1324b Applies to any Individual, Not Just Protected Individuals

Rael A. Odongo v. Crossmark, Inc. 11 OCAHO 1236 (2014)

To Qualify as Protected Activity, Conduct Must Implicate Some Right Secured Under Section 1324b

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To Rebut Prima Facie Case, Employer Must State Non-Discriminatory Reason for Employment Decision

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To Rebut Prima Facie Case, Employer Must State Non-Retaliatory Reason for Employment Action

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United States v. Nu Look Cleaners of Pembroke Pines, Inc.	1	OCAHO	202	(1990)
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ALJ Can Consider Public Policy of Leniency to Small Entities

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United States v. Niche, Inc.	11 OCAHO	1250	(2015)

Business Size Is Determined Based on Size At Time of ALJ Adjudication and Penalty Assessment

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United States v. Niche, Inc.	11 OCAHO	1250	(2015)

Business Size Not Based on Former Period in Business' History

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OCAHO Generally Considers a Business With Fewer Than 100 Employees to be a Small Business

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Failure to Ensure Employee Checks Box Attesting to Immigration Status is Serious Violation

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

Failure to Ensure Employee Signs Section 1 of Form I-9 Is A Substantive Violation

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)
Failure to Ensure That Employee Provides Alien or Admission Number Is Substantive Violation

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)
Failure to Enter Printed Name of Individual Who Signs Section 2 Is Substantive Violation

United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging 11 OCAHO 1253 (2015)
Failure to Provide Issuing Authority for Form I-9 List B Document Is Substantive Violation

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)
United States v. International Packaging, Inc. 12 OCAHO 1275 (2016)
United States v. PM Packaging, Inc., and PM Corporate Group, Inc., d/b/a PM Packaging 11 OCAHO 1253 (2015)
Failure to Timely Prepare I-9 is Substantive - Not Technical or Procedural - Violation

United States v. Dr. Robert Schaus, D.D.S. 11 OCAHO 1239 (2014)
United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)
Government Not Required to Provide Notice and Correction Period for Substantive Violations

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)
Notice and Correction Period Required for Technical/Procedural Failures Before Imposing Penalty

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)
Omitting Document Number/Expiration Date May Be Technical/Procedural If Document Copy Attached

United States v. Chen Wilmington, Inc. 11 OCAHO 1241 (2015)

SUMMARY DECISION

Gloria Ondina-Mendez v. Sugar Creek Packing Company 9 OCAHO 1075 (2001)

Raul A. Gonzalez v. Tri-Component Products, Inc.	9	OCAHO	1118	(2005)
Seidou Diarrassouba v. Medallion Financial Corporation	9	OCAHO	1076	(2001)
Abandonment				
Florinda Kattan v. Union League Club of Chicago	4	OCAHO	599	(1994)
United States v. McDonnell Douglas Corporation	4	OCAHO	616	(1994)
United States v. Private Brands Company and Private Brand, Inc.	7	OCAHO	941	(1997)
Admission(s)				
United States v. Anchor Seafood Distributors, Inc. d/b/a Anchor Fish Company	4	OCAHO	718	(1994)
United States v. Anchor Seafood Distributors, Inc. d/b/a Anchor Fish Company	5	OCAHO	742	(1995)
United States v. DJ Drywall, Inc.	10	OCAHO	1136	(2010)
United States v. Karnival Fashion, Inc.	5	OCAHO	769	(1995)
United States v. Maria Sourovova	7	OCAHO	987	(1998)
United States v. Primera Enterprises, Inc. d/b/a J.B.'s Lounge	4	OCAHO	615	(1994)
United States v. Ricardo Calderon, Inc.	5	OCAHO	805	(1995)
United States v. Spring & Soon Fashion, Inc.	8	OCAHO	1003	(1998)
United States v. Tri-Component Product Corporation	5	OCAHO	821	(1995)
Affidavit(s)				
Celia Simon v. Ingram Micro, Inc.	9	OCAHO	1088	(2003)
Corneliu Curuta v. Tomball College	9	OCAHO	1099	(2003)
Dinko Sefic v. Marconi Wireless	9	OCAHO	1123	(2007)
Kenneth Wade Parker, Jr. v. Wild Goose Storage, Inc.	9	OCAHO	1081	(2002)
United States v. 1010 Morris Avenue Food Corporation	6	OCAHO	885	(1996)
United States v. IBP, Inc.	8	OCAHO	1021	(1999)
United States v. Jonel, Inc.	7	OCAHO	967	(1997)
United States v. Patrol & Guard Enterprises, Inc.	8	OCAHO	1040	(2000)

Hearsay

Martha Diaz v. Pacific Maritime Association 9 OCAHO 1108 (2004)

ALJ Must Accept As True Unrebutted Facts Established By Documentary Evidence or Affidavit

United States v. Century Hotels Corporation, d/b/a Scottsdale Thunderbird Suites 11 OCAHO 1218 (2014)

United States v. Chen Wilmington, Inc. 11 OCAHO 1241 (2015)

ALJ Must Draw Reasonable Inferences In Favor of Nonmoving Party

United States v. Century Hotels Corporation, d/b/a Scottsdale Thunderbird Suites 11 OCAHO 1218 (2014)

All Facts and Reasonable Inferences Viewed In Light Most Favorable to Nonmoving Party

United States v. Buffalo Transportation, Inc. 11 OCAHO 1263 (2015)

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

United States v. Senox Corporation 11 OCAHO 1219 (2014)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

Appropriate Where Party is Entitled and Shows No Genuine Issue of Material Fact

United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Muniz Concrete & Contracting, Inc. 12 OCAHO 1278 (2016)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

Blanket Denial of Liability Not Sufficient to Show That Genuine Issues of Material Fact Exist

United States v. Cawoods Produce, Inc. 12 OCAHO 1280 (2016)

Civil Money Penalty

United States v. Benjamin P. Raygoza d/b/a Cielito Lindo Restaurant 5 OCAHO 729 (1995)

United States v. DJ Drywall, Inc. 10 OCAHO 1136 (2010)

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)

United States v. New China Buffet Restaurant 10 OCAHO 1133 (2010)

United States v. Private Brands Company and Private Brand, Inc. 7 OCAHO 941 (1997)

United States v. Walden Station, Inc. 8 OCAHO 1053 (2000)

Completion of False Certification on Form I-9 Does Not Constitute Substantial Compliance

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1242 (2015)

Conclusory and Unsupported Allegations Do Not Provide an Adequate Basis for Summary Decision

Julio Ricardo Sanchez Molina v. Securitas Security Services USA, Inc. 11 OCAHO 1261 (2015)

Conversion from Motion to Dismiss

Benjamin Barone v. Superior Washer and Gasket Corp. 10 OCAHO 1176 (2013)

Discovery

Chand Wije v. Barton Springs/Edwards Aquifier C.D. 4 OCAHO 635 (1994)

Krzysztof Zarazinski v. Anglo Fabrics, Company 4 OCAHO 638 (1994)

United States v. IBP, Inc. 7 OCAHO 900 (1997)

Documentary Evidence

Celia Simon v. Ingram Micro, Inc. 9 OCAHO 1088 (2003)

Documentary Evidence Together With Proposed Stipulations May Be Sufficient to Establish Liability

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

Evidence

Chand Wije v. Barton Springs/Edwards Aquifier C.D. 4 OCAHO 635 (1994)

Chao v. McDonnell Douglas Corporation	6	OCAHO	824	(1995)
Corneliu Curuta v. Tomball College	9	OCAHO	1099	(2003)
Dinko Sefic v. Marconi Wireless	9	OCAHO	1123	(2007)
Dolores Garcia Contreras v. Cascade Fruit Company	9	OCAHO	1090	(2003)
Dr. Mahmoud M. Hammoudah v. Rush-Presbyterian St. Luke's Medical Center	8	OCAHO	1050	(2000)
Jenlih John Hsieh v. PMC - Sierra, Inc.	9	OCAHO	1093	(2003)
Kenneth Wade Parker, Jr. v. Wild Goose Storage, Inc.	9	OCAHO	1081	(2002)
Lydia Annella Anderson v. Newark Public Schools	8	OCAHO	1024	(1999)
Natasha Dionne Humphries v. PalmOne	9	OCAHO	1112	(2004)
Programmer's Guild, Inc. v. Value Consulting, Inc.	10	OCAHO	1135	(2010)
United States v. Diversified Technology and Services of Virginia, Inc.	9	OCAHO	1095	(2003)
United States v. H&H Saguaro Specialists	10	OCAHO	1144	(2012)
United States v. IBP, Inc.	8	OCAHO	1021	(1999)
United States v. Jonel, Inc.	7	OCAHO	967	(1997)
United States v. McDonnell Douglas Corporation	4	OCAHO	676	(1994)
United States v. New China Buffet Restaurant	10	OCAHO	1133	(2010)
United States v. Stanford Sign and Awning, Inc.	10	OCAHO	1145	(2012)
United States v. Walden Station, Inc.	8	OCAHO	1053	(2000)
Direct Evidence				
Dolores Garcia Contreras v. Cascade Fruit Company	9	OCAHO	1090	(2003)
Generally				
Guy Santiglia v. Sun Microsystems, Inc.	9	OCAHO	1110	(2004)
Sufficiency				
United States v. Siwan & Brothers, Inc. d/b/a Subway #37616	10	OCAHO	1178	(2013)
United States v. Siwan & Sons, Inc. d/b/a Subway #35029 and Subway #23095	10	OCAHO	1179	(2013)
Filing of Cross Motions Does Not Require Summary Decision Be Issued in Favor of Either Party				
United States v. Foothill Packing, Inc.	11	OCAHO	1240	(2015)

Generally

Adnan Niaz Mir v. Federal Bureau of Prisons	3	OCAHO	577	(1993)
Albert Gimein v. Department of Defense & Grumman Aerospace Corporation	3	OCAHO	503	(1993)
Amadeo Gonzalez v. Phoenix Motor Company	3	OCAHO	410	(1992)
Ashwani Goel v. Indotronix Internation Corporation	9	OCAHO	1102	(2003)
Bassey J. Udofot v. 88 Vapor Technologies	3	OCAHO	506	(1993)
Carlos Aciar v. Rosen's Delicatessen	9	OCAHO	1086	(2002)
Celia Simon v. Ingram Micro, Inc.	9	OCAHO	1088	(2003)
Chao v. McDonnell Douglas Corporation	6	OCAHO	824	(1995)
Dinko Sefic v. Marconi Wireless	9	OCAHO	1123	(2007)
Dolores Garcia Contreras v. Cascade Fruit Company	9	OCAHO	1090	(2003)
Dr. Mahmoud M. Hammoudah v. Rush-Presbyterian St. Luke's Medical Center	8	OCAHO	1050	(2000)
Esther Din Brooks v. KNK Textile	3	OCAHO	528	(1993)
Esther Din Brooks v. Watts Window World	3	OCAHO	570	(1993)
Florinda Kattan v. Union League Club of Chicago	3	OCAHO	586	(1993)
Gabriel Niyi Adepitan v. United States Postal Service	3	OCAHO	416	(1991)
Ghaffar Sepahpour v. Unisys, Inc.	3	OCAHO	500	(1993)
Gurpreet Sodhi v. Maricopa County Special Health Care District	9	OCAHO	1127	(2007)
Hector Cascante v. Kayak Club	1	OCAHO	199	(1990)
Jack Huang v. Queens Motel	2	OCAHO	364	(1991)
Jaime Banuelos v. Transportation Leasing Company	1	OCAHO	255	(1990)
Jenlih John Hsieh v. PMC - Sierra, Inc.	9	OCAHO	1093	(2003)
Jesus Morales v. Cromwell's Tavern Restaurant	3	OCAHO	524	(1993)
John C. Grodzki v. OOCL, Inc.	1	OCAHO	295	(1991)
John R. Alvarez v. Interstate Highway Construction	3	OCAHO	430	(1992)
Juan J. Salcido v. New-Way Pork Company	3	OCAHO	425	(1992)
Kenneth Wade Parker, Jr. v. Wild Goose Storage, Inc.	9	OCAHO	1081	(2002)

Linda S. Walker v. United Airlines, Inc.	4	OCAHO	686	(1994)
Margarita Yefremov v. New York City Department of Transportation	3	OCAHO	466	(1992)
Maria Ofelia Prado-Rosales v. Montgomery Donuts, Inc.	3	OCAHO	418	(1992)
Mid-Atlantic Regional Organizing Coalition v. Heritage Landscaping Services, LLC	10	OCAHO	1134	(2010)
Mr. Doron Tal v. M. L. Energia, Inc.	3	OCAHO	519	(1993)
Natasha Dionne Humphries v. PalmOne	9	OCAHO	1112	(2004)
Omar Egal v. Sears Roebuck & Company	3	OCAHO	442	(1992)
Priscilla C. Hensel v. Oklahoma City Veteran's Affairs Medical Center	3	OCAHO	532	(1993)
Priscilla C. Hensel v. University of Oklahoma Health Sciences Center	3	OCAHO	532	(1993)
Programmer's Guild, Inc. v. Value Consulting, Inc.	10	OCAHO	1135	(2010)
Rosa Isela Olivares Aguirre v. KDI American Products, Inc.	6	OCAHO	882	(1996)
Rosa Maria Tovar v. Rick Misquez d/b/a A.P. Esteve Sales	3	OCAHO	458	(1992)
Sargon Bethishou v. Ohmite Manufacturing Company	1	OCAHO	77	(1989)
Stephen A. Lewis v. McDonald's Corporation	2	OCAHO	383	(1991)
United States v. 4431, Inc. t/a Candlelight Inn	4	OCAHO	611	(1994)
United States v. A & B Carpet Steam Cleaning & General Services, Corporation	1	OCAHO	219	(1990)
United States v. Aegis Fashion, Inc.	1	OCAHO	239	(1990)
United States v. Aid Maintenance Company, Inc.	6	OCAHO	893	(1996)
United States v. Alberta Sosa, Inc.	5	OCAHO	739	(1995)
United States v. Alberto Noriega-Perez	5	OCAHO	811	(1995)
United States v. Alvand, Inc. d/b/a 410 Diner	1	OCAHO	296	(1991)
United States v. American McNair, Inc.	1	OCAHO	167	(1990)
United States v. American Terrazzo Corporation d/b/a John Delallo Foods	6	OCAHO	828	(1995)
United States v. Ana Maria Villegas-Valenzuela	5	OCAHO	784	(1995)
United States v. Anchor Seafood Distributors, Inc. d/b/a Anchor Fish Company	4	OCAHO	718	(1994)
United States v. A-Plus Roofing, Inc.	1	OCAHO	209	(1990)
United States v. Armando Palacio d/b/a La Bahia Restaurant	1	OCAHO	230	(1990)
United States v. Basim Aziz Hanna d/b/a Ferris & Ferris Pizza	1	OCAHO	133	(1990)

United States v. Broadway Tire, Inc.	2	OCAHO	310	(1991)
United States v. Camidor Properties, Inc.	1	OCAHO	299	(1991)
United States v. Charo's Corporation d/b/a Charo's Restaurant	2	OCAHO	305	(1991)
United States v. Chesters Restaurants, Inc. d/b/a La Cabana Restaurant	1	OCAHO	113	(1989)
United States v. China Wok Restaurant, Inc., a Nebraska Corporation	4	OCAHO	608	(1994)
United States v. Citizen's Utilities Company, Inc., Telephone Division	1	OCAHO	109	(1989)
United States v. Continental Sports Corporation	5	OCAHO	799	(1995)
United States v. Covered Bridge Farm Market, Inc. d/b/a Covered Bridge Garden Center	1	OCAHO	135	(1990)
United States v. Cristina Galeas	5	OCAHO	790	(1995)
United States v. Culinary Artistry, Inc. d/b/a Footer's Catering	1	OCAHO	217	(1990)
United States v. Cyrus Kiani d/b/a Copies, Etc.	1	OCAHO	165	(1990)
United States v. De Luca's Market	8	OCAHO	1039	(1999)
United States v. DJ Drywall, Inc.	10	OCAHO	1136	(2010)
United States v. Doug Eier d/b/a Blue Mountain Recreation and Cyclery	1	OCAHO	256	(1990)
United States v. Eagles Groups, Inc. d/b/a Golden Eagle Services	2	OCAHO	342	(1991)
United States v. Ed Valencia & Sons, Inc. d/b/a Valladares	2	OCAHO	316	(1992)
United States v. El Dorado Furniture Manufacturing, Inc. d/b/a El Dorado Furniture Manufacturer, Inc.	3	OCAHO	417	(1992)
United States v. Elder Jerez d/b/a Green Scaping	3	OCAHO	420	(1992)
United States v. Elsinore Manufacturing, Inc.	1	OCAHO	13	(1988)
United States v. Enrique Martinez and Herlinda Martinez d/b/a Enrique's Restaurant	2	OCAHO	360	(1991)
United States v. Esther Flores-Martinez	5	OCAHO	733	(1995)
United States v. Exim, Inc. and Jaime Monardes, Individually	3	OCAHO	591	(1993)
United States v. Felipe De Leon-Valenzuela	7	OCAHO	993	(1998)
United States v. Giamblis Enterprises	5	OCAHO	817	(1995)
United States v. Goldenfield Corporation d/b/a Rodeway Inn	2	OCAHO	321	(1991)
United States v. Halshan, Inc. d/b/a California Pacific	1	OCAHO	278	(1990)
United States v. Harris Ranch Beef Company	2	OCAHO	335	(1991)
United States v. Hilario Rodriguez, Jr.	1	OCAHO	276	(1990)

United States v. Israel Velasquez-Tabir	6	OCAHO	914	(1997)
United States v. James Q. Carlson d/b/a Jimmy On The Spot	1	OCAHO	298	(1991)
United States v. Jennifer Dittman d/b/a Ready Room Restaurant	1	OCAHO	195	(1990)
United States v. Jim Bailey and Charles Fristoe d/b/a B & F Golf Services, Inc.	6	OCAHO	851	(1996)
United States v. Jimmy Bai Huang d/b/a Great Wall Chinese Restaurant	1	OCAHO	287	(1991)
United States v. Johnny Ng Lim and Christina Lim Go d/b/a The New Orient	3	OCAHO	499	(1993)
United States v. Juan V. Acevedo	1	OCAHO	95	(1989)
United States v. Julio Carpio-Lingan	6	OCAHO	914	(1997)
United States v. Kangaroo Express of Pueblo	3	OCAHO	581	(1993)
United States v. Kumar	6	OCAHO	833	(1996)
United States v. L&M Tire Company, Inc.	1	OCAHO	134	(1990)
United States v. La Casona d/b/a La Casona Mexican Restaurant	4	OCAHO	712	(1994)
United States v. Lambok Sihombing	7	OCAHO	944	(1997)
United States v. Lee Moyle, Owner d/b/a Moyle Mink Farm	1	OCAHO	122	(1990)
United States v. Leonor Yolanda Ortiz	6	OCAHO	863	(1996)
United States v. Louis Padnos Iron & Metal Co., a Corporation	3	OCAHO	414	(1992)
United States v. M.C.S.M. Inc. d/b/a Tre Fratelly Restaurant	3	OCAHO	544	(1993)
United States v. Manca Imports, Inc.	1	OCAHO	267	(1990)
United States v. Manos & Associates, Inc. d/b/a The Bread Basket Restaurant	1	OCAHO	130	(1989)
United States v. Maria Esther Lemus d/b/a Rancho Lemus	3	OCAHO	421	(1992)
United States v. Maria Sourovova	7	OCAHO	987	(1998)
United States v. Mario Saikhon, Inc.	1	OCAHO	279	(1990)
United States v. Marisol Chavez-Ramirez	5	OCAHO	774	(1995)
United States v. Mark Steven Carter d/b/a Dixie industrial Service Company	6	OCAHO	865	(1996)
United States v. Martin Palominos-Talavera	6	OCAHO	896	(1996)
United States v. Martina Limon-Perez	5	OCAHO	796	(1995)
United States v. Neighbors of Hawaii d/b/a Tower of Power	1	OCAHO	262	(1990)
United States v. Nicolas Tinoco-Medina	6	OCAHO	890	(1996)

United States v. Noel Plastering & Stucco, Inc.	2	OCAHO	377	(1991)
United States v. Nu Look Cleaners of Pembroke Pines, Inc.	1	OCAHO	274	(1990)
United States v. Orlando Diaz-Rosas	4	OCAHO	702	(1994)
United States v. Patrol & Guard Enterprises, Inc.	8	OCAHO	1040	(2000)
United States v. Paula Schwartz d/b/a Metroplex Maid and Placement Service	5	OCAHO	760	(1995)
United States v. Penrod National Enterprises, Inc. d/b/a Floral Bionomics Landscape Management	3	OCAHO	541	(1993)
United States v. Power Operating Company	3	OCAHO	580	(1993)
United States v. PPJV, Inc. d/b/a Publishers Press	2	OCAHO	337	(1991)
United States v. PPJV, Inc. d/b/a Publishers Press	2	OCAHO	354	(1991)
United States v. PPJV, Inc. d/b/a Publishers Press	2	OCAHO	373	(1991)
United States v. Ricky Catalano d/b/a Papa Joe's Pizza	7	OCAHO	974	(1997)
United States v. Robert Marnul d/b/a Lamont Street Grill	3	OCAHO	441	(1992)
United States v. Roberto C. Davila	7	OCAHO	936	(1997)
United States v. Rosario Cuevas d/b/a El Pollo Real	1	OCAHO	273	(1990)
United States v. Sargetis d/b/a Castle Valley Sales, Inc., a Utah Corporation	1	OCAHO	232	(1990)
United States v. Sea Pine Inn, Inc. t/a Sea Pine Inn	1	OCAHO	87	(1989)
United States v. Sergio Alaniz d/b/a Sagunada	1	OCAHO	245	(1990)
United States v. Sergio Alaniz d/b/a Sagunada	1	OCAHO	297	(1991)
United States v. The Beverly Center	5	OCAHO	762	(1995)
United States v. Tom & Yu, Inc. t/a Peking Garden Restaurant	3	OCAHO	412	(1993)
United States v. Tri-Component Product Corporation	5	OCAHO	821	(1995)
United States v. Ulysses, Inc. and Ulysses Restaurant Group, Inc.	3	OCAHO	409	(1992)
United States v. USA Café	1	OCAHO	42	(1989)
United States v. Valencia Bar & Liquors, Inc.	7	OCAHO	995	(1998)
United States v. Weldco, Inc. and Weldco Components, Inc. d/b/a Weldco Products	3	OCAHO	483	(1993)
United States v. Weymoor Investments, Limited	1	OCAHO	56	(1989)
United States v. William and Maria Sievert	1	OCAHO	294	(1991)
United States v. Wood 'N Stuff	3	OCAHO	574	(1993)

United States v. Yin Tien Chen, Individually and Winning Orchards, LLC 9 OCAHO 1092 (2003)
Wisniewski v. Douglas County School System 1 OCAHO 29 (1988)
Zelleka Getahun v. DuPont Merck Pharmaceutical Company 8 OCAHO 1029 (1999)
Hearsay Evidence

Celia Simon v. Ingram Micro, Inc. 9 OCAHO 1088 (2003)
United States v. China Wok Restaurant, Inc., a Nebraska Corporation 4 OCAHO 608 (1994)
United States v. Snack Attack Deli, Inc. 10 OCAHO 1137 (2010)
Issue Is Material Only If It Might Affect the Outcome of the Case and Must Inevitably Be Decided

United States v. Split Rail Fence Company, Inc. 11 OCAHO 1216 a (2015)
Issue of Fact Is Genuine Only If It Has A Real Basis in the Record

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1242 (2015)
United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)
Jurisdiction

Leonor Garcia v. Tia Maria's Cantina & Mexican Restaurante 7 OCAHO 970 (1997)
Knowledge

Martin John Shortt v. Dick Clark's American Bandstand Grill 10 OCAHO 1130 (2009)
United States v. Felipe De Leon-Valenzuela 7 OCAHO 993 (1998)
United States v. Haim Co., Inc. 7 OCAHO 988 (1998)
Liability

United States v. American Terrazzo Corporation d/b/a John Delallo Foods 6 OCAHO 828 (1995)
United States v. Benjamin P. Raygoza d/b/a Cielito Lindo Restaurant 5 OCAHO 729 (1995)
United States v. Diversified Technology and Services of Virginia, Inc. 9 OCAHO 1095 (2003)
United States v. DJ Drywall, Inc. 10 OCAHO 1136 (2010)

United States v. Golden Employment Group, Inc. 12 OCAHO 1274 (2016)

United States v. International Packaging, Inc. 12 OCAHO 1275 (2016)

United States v. Jim Bailey and Charles Fristoe d/b/a B & F Golf Services, Inc. 6 OCAHO 851 (1996)

Modification(s)

United States v. Paula Schwartz d/b/a Metroplex Maid and Placement Service 5 OCAHO 760 (1995)

Motion for Summary Decision Treated As Motion to Dismiss

Donna Yvette Miller v. United States Postal Service, Greater South Carolina District Office 12 OCAHO 1284 (2016)

Motion to Dismiss Treated As Motion for Summary Decision Where Evidence Outside Pleadings is Considered

United States v. Split Rail Fence Company, Inc. 11 OCAHO 1216 (2014)

Movant Bears Initial Burden to Demonstrate Absence of Genuine Issue of Material Fact

United States v. East Coast Foods, Inc. d/b/a Roscoe's House of Chicken N Waffles 12 OCAHO 1281 (2016)

United States v. Golden Employment Group, Inc. 12 OCAHO 1274 (2016)

United States v. Hair U Wear, LLC 11 OCAHO 1268 (2016)

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

United States v. Senox Corporation 11 OCAHO 1219 (2014)

United States v. Wave Green, Inc. d/b/a Golden Farm Market 11 OCAHO 1267 (2016)

Moving Party Who Bears Burden of Proof At Trial Must Present Sufficient Evidence to Support

United States v. Saidabror Siddikov d/b/a Beyond Cleaning Services 11 OCAHO 1257 (2015)

Nonmoving Party Who Bears Burden of Proof at Trial Must Present Sufficient Evidence to Support Claim

Julio Ricardo Sanchez Molina v. Securitas Security Services USA, Inc. 11 OCAHO 1261 (2015)

Nicasio Angulo v. Securitas Security Services USA, Inc. 11 OCAHO 1259 (2015)

Norberto Sagal Torres v. Pacific Continental Textiles, Inc. 10 OCAHO 1203 (2013)

Walter Oswaldo Paz-Martinez v. Securitas Security Services USA, Inc. 11 OCAHO 1260 (2015)

Notice to Pro Se Party

Carlos Aciar v. Rosen's Delicatessen 9 OCAHO 1086 (2002)

Parties Generally Not Put to Burden or Expense of Hearing Absent Genuine, Material Factual Issue

United States v. Employer Solutions Staffing Group II, LLC 11 OCAHO 1242 (2015)

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

United States v. Holtsville 811 Inc. d/b/a 7-Eleven (Store #39167) 11 OCAHO 1258 (2015)

Party Moving for Summary Decision Must Show There Is No Genuine Issue of Material Fact

United States v. Frio County Partners, Inc. d/b/a Jack's Produce Co. 12 OCAHO 1276 (2016)

Party Opposed Must Provide Specific Facts Showing Genuine Issue of Material Fact for Hearing

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