

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

_____)	
UNITED STATES OF AMERICA,)	
Complainant,)	8 U.S.C. § 1324a Proceeding
)	
v.)	OCAHO Case No. 97A00141
)	
CARLOS ORELLANA AND)	Judge Robert L. Barton, Jr.
JOSE ESTRADA,)	
DBA LA CARRETA,)	
Respondent.)	
_____)	

**ORDER GRANTING RESPONDENT’S MOTION
TO ACCEPT LATE FILED ANSWER**
(November 5, 1997)

Respondent has filed a motion for extension of time to accept late filed answer. Counsel for Respondent states that on September 26, 1997, she agreed to accept Complainant’s offer to settle the case, and that such settlement agreement is to be signed and returned with payment to counsel for complainant no later than November 6, 1997. Respondent also states that Complainant does not oppose the motion.

In my September 30, 1997, Order Granting Respondent’s Second Motion for Extension of Time, I gave the parties until October 30, 1997, to file a signed settlement agreement or Respondent to file its answer. No settlement agreement was submitted by that date, and Respondent neither filed its answer nor requested a further extension prior to October 30. Apparently Respondent’s counsel mistakenly believed that Respondent did not have to comply with the Court’s order because it had reached a settlement with Complainant. While this was an error, since Respondent now has served an answer to the complaint, and Complainant does not oppose the motion, I will accept the late filed answer. In the future, if Respondent’s counsel appears before me, she is expected to comply with this Court’s orders.

ROBERT L. BARTON, JR.
ADMINISTRATIVE LAW JUDGE
CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of November, 1997, I have served the foregoing Order Granting Respondent’s Motion to Accept Late Filed Answer on the following persons at the

addresses shown, by first class mail, unless otherwise noted:

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