

**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 DISMISSING PROCEEDING

(November 12, 1997)

Both parties have moved to dismiss this action, because they have entered into a Settlement Agreement which disposes of all the issues in this case and have agreed to the dismissal of the action. The parties have attached the Settlement Agreement to the motion to dismiss.

The OCAHO Rules of Practice and Procedure provide that when parties or their authorized representatives enter into a proposed settlement agreement, they may submit to the Judge either a proposed agreement containing consent findings and a proposed decision and order or notify the Judge that the parties have reached a full settlement and have agreed to the dismissal of the action. 28 C.F.R. § 68.14(a).

In this case, the parties have not submitted consent findings. However, the parties have reached a full settlement and, as part of the settlement, Respondent has agreed that its request for hearing filed on February 9, 1996, is withdrawn. See ¶ 13 of the Settlement Agreement. Therefore, pursuant to 28 C.F.R. § 68.14(a)(2), the Motion to Dismiss is granted, and this case is dismissed with prejudice.

ROBERT L. BARTON, JR.
ADMINISTRATIVE LAW JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of November, 1997, I have served the foregoing Order Dismissing Proceeding on the following persons at the addresses shown, by first class mail, unless otherwise noted:

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