

**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. 98A00023
)	
REBECCA FISH, INC.,)	Judge Robert L. Barton, Jr.
Respondent.)	
_____)	

ORDER DISMISSING PROCEEDING
(April 9, 1998)

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and, as part of the settlement, Respondent has agreed that its request for hearing filed on July 22, 1997, is withdrawn. See ¶ 5 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 9th day of April, 1998, I have served the foregoing Order Dismissing Proceeding on the following persons at the addresses shown, by first class mail, unless otherwise noted:

Paul Szeto
Assistant District Counsel
Immigration and Naturalization Service
P.O. Box 2669
New York, NY 10008-2669
(Counsel for Complainant)

Louis Ventafredda, Owner
Rebecca Fish, Inc.
185 Eylandt Street
Staten Island, NY 10312
(Respondent)

Dea Carpenter
Associate General Counsel
Immigration and Naturalization Service
425 "I" Street, N.W., Room 6100
Washington, D.C. 20536

Office of the Chief Administrative Hearing Officer
Skyline Tower Building
5107 Leesburg Pike, Suite 2519
Falls Church, VA 22041
(Hand Delivered)

Linda Hudecz
Legal Technician to Robert L. Barton, Jr.
Administrative Law Judge
Office of the Chief Administrative Hearing Officer
5107 Leesburg Pike, Suite 1905
Falls Church, VA 22041
Telephone No.: (703) 305-1739
FAX NO.: (703) 305-1515