

**OFFICE OF THE CHIEF ADMINISTRATIVE HEARING OFFICER  
ADMINISTRATIVE REVIEW AND FINAL AGENCY ACTION OF ADMINISTRATIVE LAW  
JUDGE'S FINAL ORDER  
AGENCY ACTION No. 11**

United States of America, Complainant, v. Elsinore Manufacturing, Inc., Respondent; 8 U.S.C. 1324a Proceeding; Case No. 88100007.

**Modification by the Chief Administrative Hearing Officer of the  
Administrative Law Judge's Final Order**

On May 20, 1988, the Administrative Law Judge assigned to this case issued an Order regarding the above-styled proceeding, entitled ``Summary Decision on Default and Order of the Administrative Law Judge.'' The Administrative Law Judge's Decision and Order was based on a Motion for Default Judgment filed by the Complainant on March 24, 1988. Pursuant to Title 8, United States Code, Section 1324(e)(6) and Section 68.52 of the Interim Final Rules of Practice and Procedure for this Office, appearing at 52 Fed. Reg. 44972-85 (1987) [hereinafter the Rules] (to be codified at 28 C.F.R. Part 68), the Chief Administrative Hearing Officer, in accordance with Section 68.52 of the Rules, modifies the Administrative Law Judge's Order by expunging the portion thereof rendering a summary decision, leaving intact the portion entering a default judgment.

It is Hereby Ordered:

(1) that Respondent, Elsinore, pay a civil money penalty in the amount of \$250.00 each with respect to each of the sixteen (16) named individuals as set forth in the Notice of Intent to Fine and in the Findings and Conclusions of the Administrative Law Judge's decision, a total of \$4,000.00;

(2) that so much of the Motion for Default Judgment and the complaint as seek a cease and desist order are dismissed with prejudice; and

(3) that the hearing previously scheduled is cancelled.

In accordance with Section(s) 68.6(b) and 68.52(a) of the Rules, this Judgment by Default is the final order. As provided in the Rules, at Section 68.52, if the Chief Administrative Hearing Officer

modifies or vacates the order, the order of the Chief Administrative Hearing Officer becomes the final order.

**SO ORDERED.**

This action is the final order and hereby closes the file and disposes of all proceedings.

Dated: June 16, 1988

WILLIAM P. TYSON  
CHIEF ADMINISTRATIVE HEARING OFFICER