

U.S. Department of Labor

Office of Administrative Law Judges
50 Fremont Street - Suite 2100
San Francisco, CA 94105

(415) 744-6577
(415) 744-6569 (FAX)



Issue Date: 29 September 2004

CASE NO. 2004-LCA-0038

In the Matter of:

RAJESH GUNDLUPET,
Prosecuting Party,

V.

EXOBASE CORPORATION, INC.,
Respondent

**DECISION AND ORDER GRANTING PROSECUTING PARTY'S WITHDRAWAL OF
APPEAL AND AFFIRMING ADMINISTRATOR'S DETERMINATION**

On September 28, 2004, Prosecuting Party Rajesh Gundlupet, through counsel, advised that he wished to withdraw his appeal from the Administrator's July 14, 2004 Determination filed pursuant to 20 C.F.R. § 655.815. Accordingly, the request of the Prosecuting Party to withdraw his appeal is hereby **GRANTED** and the July 14, 2004 Determination of the Administrator is hereby **AFFIRMED**.

The Hearing scheduled herein for September 30, 2004 is hereby **CANCELLED**.

SO ORDERED.

A

Russell D. Pulver
Administrative Law Judge