

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 30 November 2004**

CASE NO. 2005-LCA-0002

*In the Matter of:*

ADMINISTRATOR, WAGE & HOUR DIVISION,  
*Prosecuting Party,*

vs.

GOLDEN GATE TELE SYSTEMS, INC.,  
*Respondent.*

**DECISION AND ORDER APPROVING WITHDRAWAL**

This case arises under the H-1B provisions of the Immigration and Nationality Act, as amended, 8 U.S.C. § 1182(n), and the implementing regulations set forth at 20 C.F.R. Part 655, *et seq.* On November 12, 2004, I issued a Notice of Trial, scheduling a trial in this matter for December 3, 2004, in San Francisco, California.

By letter dated November 15, 2004, Thomas Vuong for Respondent Golden Gate Tele Systems, Inc. withdraws his request for a hearing in this matter. On November 29, 2004, Cheryl Adams, Trial Attorney on behalf of the Regional Solicitor, representing the Administrator, Wage and Hour Division, U.S. Department of Labor, the Prosecuting Party, states that they have no objection to Respondent's request for withdrawal.

Accordingly, the withdrawal of the request for hearing is hereby **APPROVED**, the hearing scheduled for December 3, 2004, is hereby **CANCELLED**, and this case is **DISMISSED** without prejudice.

**A**

ANNE BEYTIN TORKINGTON  
Administrative Law Judge

ABT:vc

**NOTICE OF APPEAL RIGHTS:** Pursuant to 20 CFR § 655.845, any party dissatisfied with this Decision and Order may appeal it to the Administrative Review Board, United States Department of Labor, Room S-4309, Frances Perkins Building, 200 Constitution Avenue, NW, Washington, DC 20210, by filing a petition to review the Decision and Order. The petition for review must be received by the Administrative Review Board within 30 calendar days of the date of the Decision and Order. Copies of the petition shall be served on all parties and on the