



Dated: APR 28 1992

IN THE MATTER OF

MISSOURI DEPT. OF LABOR AND
INDUSTRIAL RELATIONS,
Complainant

v.

U.S. DEPARTMENT OF LABOR,
Respondent

CASE No.: 91-ESA-1

ORDER OF DISMISSAL

This matter arises under the Wagner-Peyser Act of 1933, as amended, 29 U.S.C. § 49 et seq., and the regulations issued thereunder at 20 C.F.R. Part 658, Subpart H.

On March 11, 1992, the parties in this matter filed an executed joint Stipulation of Dismissal with Prejudice. Pursuant to 29 C.F.R. § 18.9(c)(2), the parties in this case may choose to "[n]otify the administrative law judge that the parties have reached a full settlement and have agreed to dismissal of the action." In addition, since the applicable Federal Rule of Civil Procedure governing the filing of stipulations of dismissal, Rule 41(a)(1)(ii), is not inconsistent with either 20 C.F.R. Part 658 or 29 C.F.R. § 18.9(c)(2), this case may be dismissed with prejudice under Fed. R. Civ. P. 41(a)(1)(ii). See 29 C.F.R. § 18.1(a).

Accordingly, this case is DISMISSED with prejudice.

JOHN M. VITTONI
Deputy Chief Judge

JMV/RD/mb