



DATE: AUG 3 1994

IN THE MATTER OF:

VICTOR POLEWSKY,
Complainant,

v.

VERMONT DEPARTMENT OF EMPLOYMENT AND TRAINING,
Respondent.

CASE NO.: 94-JSA-3

NOTICE

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

This matter was referred to this office on June 14, 1994 and has been assigned to the undersigned.¹ On June 24, 1994, this office granted the parties 20 days from the date of the Order to submit legal arguments and supporting documentation. Mr. Polewsky filed a Petition For Hearings on July 8, 1994. On July 15, 1994, the United States Department of Labor's Office of the Solicitor, filed a letter representing the Regional Administrator. By letter dated July 20, 1994, the Vermont Department of Employment and Training maintains that the Regional Administrator's findings should be affirmed.

A careful review of the file demonstrates that even though the Complainant is the same in all four cases, each matter arises out of a different set of facts and circumstances. Furthermore, the issues in each case are substantially different.

In light of the foregoing, the parties are notified that Case No. 92-01-VT is re-docketed 94-JSA-3, Case No. 92-02-VT is re-docketed 94-JSA-4, Case No. 92-03-VT is re-docketed

¹ Complainant explains that the November 25, 1992 Notice of Determination by the Regional Administrator was appealed on December 8, 1992. However, due to an apparent administrative error, this case was not docketed in this office. In any event, Complainant's appeal will be considered and the case will be treated as if it was referred to this office on June 14, 1994.

94-JSA-5 and Case No. 92-04-VT is re-docketed 94-JSA-6. The undersigned shall decide

whether to schedule a hearing or make a determination on the record in each case.

JOHN M. VITTON
Deputy Chief Judge

JMV/dcm/mb