



Date Issued: SEP - 5 1995
Case Number: 95-JTP-1, 95-JTP-4

In the Matter of

STATE OF FLORIDA DEPARTMENT
OF LABOR & EMPLOYMENT SECURITY
Complainant

v.

U.S. DEPARTMENT OF LABOR
Respondent

ORDER

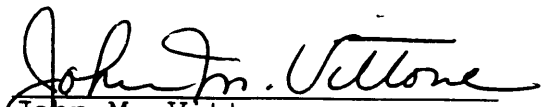
These cases arise under the Job Training Partnership Act (JTPA) 29 U.S.C. § 1579 et seq., and the applicable regulations issued at 20 C.F.R. Part 626.

On September 30, 1994, the Department of Labor (DOL) notified Complainant of a debt owed in the amount of \$3,407,057.00 to DOL for violations of the above-mentioned Act and regulations in case number 95-JTP-1 and also issued a Final Determination in case number 95-JTP-4. On October 20, 1994, and October 26, 1994, Complainant filed requests for hearings in this Office.

On November 16, 1994 and November 23, 1994, this Office issued Pre-Hearing Orders which required the Grant Officer to submit the administrative files, and both parties to file Notices of Intent to Participate. Complainant filed a Notice of Intent to Participate on December 5, 1994 in case number 95-JTP-4. On December 22, 1994, DOL filed a Motion for Extension of Time to file the administrative file in case number 95-JTP-4 which was granted by this Office on January 10, 1995. This Office issued an Order to both parties on February 15, 1995 to Show Cause why neither had filed a response to the Pre-Hearing Order in case number 95-JTP-1. On March 7, 1995, Complainant filed a response to the Show Cause Order requesting that case number 95-JTP-1 and 95-JTP-4 be consolidated. Complainant stated that both actions arose out of the same Final Determination and that a settlement agreement had tentatively been approved by the parties. This Office granted the request on March 16, 1995. On March 15, 1995, DOL filed a response to the Show Cause Order objecting to the consolidation. DOL stated that a settlement agreement had tentatively been reached in 95-JTP-4 and that a Motion to Dismiss 95-JTP-1 will be filed. On March 21, 1995, DOL filed a Motion to Stay Proceedings in case number 95-JTP-4 which was granted on

March 24, 1995. Both parties were then ordered to file status reports on the settlement agreement every thirty days. By letter dated August 10, 1995, DOL filed a Joint Stipulation of Dismissal.

As the parties have entered into a settlement agreement and stipulated to the dismissal of these matters, it is ORDERED that these cases be dismissed with prejudice.


John M. Vittone
Acting Chief
Administrative Law Judge

JMV/lmr

SERVICE SHEET

CASE NAME: STATE OF FLORIDA DEPARTMENT OF LABOR AND
EMPLOYMENT SECURITY
CASE NUMBER: 95-JTP-1, 95-JTP-4
TITLE: Order

I certify that a copy of the above entitled document was sent to
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