

OFFICE OF ADMINISTRATIVE LAW JUDGES
U.S. DEPARTMENT OF LABOR
WASHINGTON, D.C. 20001

In the Matter of

U.S. DEPARTMENT OF LABOR, OFFICE)	
OF APPRENTICESHIP TRAINING,)	
EMPLOYER AND LABOR SERVICES,)	
)	
Prosecuting Party,)	
)	
v.)	Case Nos. 2002-CCP-1,
)	2003-CCP-1
CALIFORNIA DEPARTMENT)	
OF INDUSTRIAL RELATIONS,)	
)	
Respondent,)	
)	
and)	
)	
CALIFORNIA APPRENTICESHIP COUNCIL,)	
)	
Respondent.)	
_____)	

PARTIES' JOINT MOTION TO CANCEL THE HEARING

In lieu of a status report, Prosecuting Party Office of Apprenticeship Training, Employer and Labor Services ("OATELS") and Respondents California Department of Industrial Relations ("CDIR") and California Apprenticeship Council ("CAC") jointly move the administrative law judge ("ALJ") to cancel the hearing, currently scheduled for July 12, 2004, in the above proceedings. The parties respectfully request this relief because, as explained more fully below, they have reached an agreement in principle to settle the above cases and file the executed settlement agreement and a stipulation of dismissal with the ALJ within six weeks.

On June 15, 2004, OATELS submitted a proposed settlement agreement, resolving all the issues in these proceedings, subject to certain specified conditions, to CDIR and CAC. By June

21, both CDIR and CAC responded that they generally accepted the terms of the proposed agreement, although they wished to refine the details of some of its provisions. In light of the fact that CAC cannot approve the agreement before CAC's next quarterly meeting, currently scheduled for July 22-23, 2004, the parties propose to file the executed settlement agreement and stipulation of dismissal by August 5. As explained in the last status report, the settlement is also contingent on, among other conditions, CAC's adoption of a proposed rule, which will be considered at the July 22-23 meeting. In the event that CAC rejects the rule or any of the parties declines to sign the settlement agreement, the parties will immediately inform the ALJ.

Because settlement now appears to be at hand, the parties respectfully ask the ALJ to cancel the scheduled hearing.

Respectfully submitted,

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