



Office of Administrative Law Judges

Quarterly Report on Case Inventory for 2nd Quarter FY 2020

OALJ Pending Cases

Fig. 1 Total Cases Pending More Than 2 Years and 3 years from the Date of Docket (As of 31 March 2020)

	Total Pending Cases More Than 2 Years From the Date of Docket	Total Pending Cases More Than 3 Years From the Date of Docket
WASHINGTON, DC OFFICE	549	302
BOSTON OFFICE	51	14
CHERRY HILL OFFICE	19	3
CINCINNATI OFFICE	108	53
COVINGTON OFFICE	22	7
NEWPORT NEWS OFFICE	60	18
PITTSBURGH OFFICE	78	35
SAN FRANCISCO OFFICE	88	27
OALJ TOTAL	975	459

OALJ Disposed Cases

Fig. 1 Total Disposed Cases FY 20 (1 October 2019 - 31 March 2020)

		Totals	District Office Disposed Cases							
			WASHINGTON, DC	BOSTON	CHERRY HILL	CINCINNATI	COVINGTON	NEWPORT NEWS	PITTSBURGH	SAN FRANCISCO
Total Disposed Cases FY 20 (1 October 2019 - 31 March 2020)	By Case Area									
	BLACK LUNG BENEFITS ACT	611	105	34	74	193	27	46	108	24
	DEFENSE BASE ACT	758	272	81	15	57	89	122	0	122
	LONGSHORE AND HARBOR WORKERS' COMPENSATION ACT	701	47	90	59	15	123	126	4	237
	PERMANENT ALIEN LABOR CERTIFICATION	133	130	1	0	0	2	0	0	0
	TEMPORARY ALIEN LABOR CERTIFICATION	207	37	27	19	32	21	24	20	27
	TRADITIONAL	59	37	4	1	4	6	3	0	4
	WHISTLEBLOWER	221	30	10	22	26	33	14	63	23
	OALJ Totals	2690	658	247	190	327	301	335	195	437
	By Decision Type									
	ADMINISTRATIVE CLOSURE	21	6	1	1	1	3	2	0	7
	AWARD OF BENEFITS	295	44	47	33	61	13	26	47	24
	CONSENT ORDER	31	6	7	6	4	2	6	0	0
	DECISION AND ORDER ON THE MERITS (OTHER THAN BENEFITS CASES)	283	148	14	11	41	28	4	13	24
	DENIAL OF BENEFITS	160	21	11	27	40	7	17	30	7
DISMISSAL	201	46	18	19	7	33	13	60	5	
KICK-OUT TO FEDERAL COURT	1	0	0	0	0	0	0	0	1	
RECOMMENDED DECISION & ORDER	5	1	1	0	2	0	1	0	0	
REMAND	1112	214	117	70	124	100	232	32	223	
SETTLEMENT	490	134	30	21	26	111	26	4	138	
SUMMARY/DEFAULT JUDGMENT	23	3	1	0	4	1	7	0	7	
WITHDRAWAL	68	35	0	2	17	3	1	9	1	
OALJ Totals	2690	658	247	190	327	301	335	195	437	

*** Note:**

Traditional: includes cases involving grants administration, federal contract disputes, child labor violations, workplace discrimination by government contractors, mine safety variances, minimum wage disputes, and recordkeeping required by ERISA.

Whistleblower: includes complaints involving corporate fraud and violations of transportation, environmental, and food safety statutes.

Fig. 2 Total Disposed Cases FY 19 (1 October 2018 - 30 September 2019)

		Totals	District Office Disposed Cases							
			WASHINGTON, DC	BOSTON	CHERRY HILL	CINCINNATI	COVINGTON	NEW/PORT NEWS	PITTSBURGH	SAN FRANCISCO
By Case Area	BLACK LUNG BENEFITS ACT	1358	247	65	187	367	121	82	226	63
	DEFENSE BASE ACT	1204	579	43	37	31	159	152	11	192
	LONGSHORE AND HARBOR WORKERS' COMPENSATION ACT	1578	79	254	121	37	350	265	9	463
	PERMANENT ALIEN LABOR CERTIFICATION	512	511	1	0	0	0	0	0	0
	TEMPORARY ALIEN LABOR CERTIFICATION	342	82	33	37	38	43	32	31	46
	TRADITIONAL	171	86	7	9	8	8	10	28	15
	WHISTLEBLOWER	336	68	16	44	44	72	28	18	46
	OALJ Totals	5501	1652	419	435	525	753	569	323	825
By Decision Type	ADMINISTRATIVE CLOSURE	49	35	2	1	0	3	4	1	3
	AFFIRMING	7	0	2	0	2	0	2	0	1
	AWARD OF BENEFITS	674	92	136	34	169	46	48	85	64
	CONSENT DECREE	2	0	0	0	0	2	0	0	0
	CONSENT ORDER	93	28	4	7	4	6	4	30	10
	DECISION AND ORDER ON THE MERITS (OTHER THAN BENEFITS CASES)	1268	643	57	114	49	240	25	24	116
	DENIAL OF BENEFITS	324	36	13	24	97	31	44	48	31
	DISMISSAL	198	60	15	25	19	38	13	9	19
	FINAL ORDER	130	82	3	22	2	6	11	0	4
	KICK-OUT TO FEDERAL COURT	1	0	0	1	0	0	0	0	0
	ORDER OF DISMISSAL	92	29	2	7	27	12	3	3	9
	ORDER OF REMAND	575	107	33	60	41	69	127	24	114
	RECOMMENDED DECISION & ORDER	12	4	1	0	0	0	7	0	0
	REMAND	1269	270	118	108	74	166	231	64	238
	REVERSING	3	1	0	0	0	2	0	0	0
	SETTLEMENT	604	151	24	26	22	127	40	14	200
SUMMARY/DEFAULT JUDGMENT	32	4	5	0	4	2	4	0	13	
WITHDRAWAL	168	110	4	6	15	3	6	21	3	
OALJ Totals	5501	1652	419	435	525	753	569	323	825	

*** Note:**

Traditional: includes cases involving grants administration, federal contract disputes, child labor violations, workplace discrimination by government contractors, mine safety variances, minimum wage disputes, and recordkeeping required by ERISA.

Whistleblower: includes complaints involving corporate fraud and violations of transportation, environmental, and food safety statutes.

Fig. 3 Total Disposed Cases FY 18 (1 October 2017 - 30 September 2018)

		District Office Disposed Cases									
		Totals	WASHINGTON, DC	BOSTON	CHERRY HILL	CINCINNATI	COVINGTON	NEWPORT NEWS	PITTSBURGH	SAN FRANCISCO	
Total Disposed Cases FY 18 (1 October 2017 - 30 September 2018)	By Case Area	BLACK LUNG BENEFITS ACT	1416	246	54	181	387	137	78	252	81
	DEFENSE BASE ACT	944	389	20	22	26	167	127	11	182	
	LONGSHORE AND HARBOR WORKERS' COMPENSATION ACT	1673	84	232	144	19	440	305	15	434	
	PERMANENT ALIEN LABOR CERTIFICATION	1263	1183	3	1	0	0	68	0	8	
	TEMPORARY ALIEN LABOR CERTIFICATION	282	76	25	20	32	44	33	16	36	
	TRADITIONAL	122	75	0	11	8	6	4	8	10	
	WHISTLEBLOWER	359	74	29	60	37	83	20	8	48	
	OALJ Totals	6059	2127	363	439	509	877	635	310	799	
	By Decision Type	ADMINISTRATIVE CLOSURE	13	1	2	0	0	1	1	2	6
	AFFIRMING	39	8	5	5	9	0	12	0	0	
	AWARD OF BENEFITS	620	43	123	48	142	10	69	80	105	
	CONSENT DECREE	2	0	0	0	0	0	0	0	2	
	CONSENT ORDER	30	21	1	0	2	3	1	0	2	
	DECISION AND ORDER ON THE MERITS (OTHER THAN BENEFITS CASES)	2398	1145	100	57	73	570	100	44	309	
DENIAL OF BENEFITS	344	22	17	39	104	13	24	73	52		
FINAL ORDER	314	175	4	85	0	3	43	1	3		
ORDER OF DISMISSAL	541	367	10	45	17	58	14	5	25		
ORDER OF REMAND	1555	226	96	147	137	215	366	79	289		
REVERSING	10	2	2	1	1	0	4	0	0		
SUMMARY/DEFAULT JUDGMENT	9	0	2	2	1	1	0	0	3		
WITHDRAWAL DISMISSAL	184	117	1	10	23	3	1	26	3		
OALJ Totals	6059	2127	363	439	509	877	635	310	799		

*** Note:**

Traditional: includes cases involving grants administration, federal contract disputes, child labor violations, workplace discrimination by government contractors, mine safety variances, minimum wage disputes, and recordkeeping required by ERISA.

Whistleblower: includes complaints involving corporate fraud and violations of transportation, environmental, and food safety statutes.

OALJ Case Completion Time

Fig. 1 Case Completion Time (Median) in Months from Docket to Disposition FY 20 (01 OCT 2019 - 31 MAR 2020)

	All OALJ Avg in Months	District Office Average Time (Median) in Months from Docket to Disposition							
		WASHINGTON, DC	BOSTON	CHERRY HILL	CINCINNATI	COVINGTON	NEWPORT NEWS	PITTSBURGH	SAN FRANCISCO
By Case Area									
BLACK LUNG BENEFITS ACT	17	28	25	18	15	13	19	14	23
DEFENSE BASE ACT	8	9	7	9	9	8	7	<1	9
LONGSHORE AND HARBOR WORKERS COMPENSATION ACT	7	8	6	5	15	8	7	9	8
PERMANENT ALIEN LABOR CERTIFICATION	42	42	6	<1	<1	5	<1	<1	<1
TEMPORARY ALIEN LABOR CERTIFICATION	1	1	2	2	1	1	1	1	1
TRADITIONAL	10	8	8	7	23	13	16	<1	9
WHISTLEBLOWER	11	13	9	8	12	9	6	17	11
By Decision Type									
ADMINISTRATIVE CLOSURE	3	5	3	5	9	2	5	<1	3
AWARD OF BENEFITS	19	31	13	23	17	13	20	14	25
CONSENT ORDER	7	8	5	4	18	8	9	<1	<1
DECISION AND ORDER ON THE MERITS (OTHER THAN BENEFITS CASES)	19	41	1	2	10	15	1	1	1
DENIAL OF BENEFITS	21	29	29	19	21	16	20	19	40
DISMISSAL	11	9	8	6	20	8	7	17	11
KICK-OUT TO FEDERAL COURT	15	<1	<1	<1	<1	<1	<1	<1	15
RECOMMENDED DECISION & ORDER	10	<1	7	<1	15	<1	2	<1	<1
REMAND	7	8	7	5	8	7	7	8	7
SETTLEMENT	9	9	5	8	13	8	7	8	11
SUMMARY/DEFAULT JUDGMENT	6	11	9	<1	15	6	5	<1	5
WITHDRAWAL	8	9	<1	7	8	6	8	4	18

*** Note:**

Traditional: includes cases involving grants administration, federal contract disputes, child labor violations, workplace discrimination by government contractors, mine safety variances, minimum wage disputes, and recordkeeping required by ERISA.

Whistleblower: includes complaints involving corporate fraud and violations of transportation, environmental, and food safety statutes.

Fig. 2 Case Completion Time (Mean) in Months from Docket to Disposition FY 20 (01 OCT 2019 - 31 MAR 2020)

	All OALJ Avg in Months	District Office Average Time (Mean) in Months from Docket to Disposition								
		WASHINGTON, DC	BOSTON	CHERRY HILL	CINCINNATI	COVINGTON	NEWPORT NEWS	PITTSBURGH	SAN FRANCISCO	
By Case Area	BLACK LUNG BENEFITS ACT	21	31	26	18	19	14	21	15	20
	DEFENSE BASE ACT	9	9	7	14	10	9	7	<1	9
	LONGSHORE AND HARBOR WORKERS COMPENSATION ACT	9	11	8	6	14	9	9	9	10
	PERMANENT ALIEN LABOR CERTIFICATION	45	46	6	<1	<1	4	<1	<1	<1
	TEMPORARY ALIEN LABOR CERTIFICATION	2	2	2	3	3	3	5	<1	1
	TRADITIONAL	13	12	8	7	23	13	14	<1	12
	WHISTLEBLOWER	13	14	7	8	14	13	6	15	13
	Average Time (Mean) in Months from Docket to Disposition FY 20 (1 October 2019 - 31 March 2020)									
By Decision Type	ADMINISTRATIVE CLOSURE	3	2	3	5	9	1	4	<1	3
	AWARD OF BENEFITS	21	33	17	22	19	16	25	17	24
	CONSENT ORDER	11	26	5	4	16	7	9	<1	<1
	DECISION AND ORDER ON THE MERITS (OTHER THAN BENEFITS CASES)	27	43	1	8	11	15	<1	2	5
	DENIAL OF BENEFITS	24	31	36	20	22	17	22	20	35
	DISMISSAL	12	13	6	5	27	11	8	15	16
	KICK-OUT TO FEDERAL COURT	15	<1	<1	<1	<1	<1	<1	<1	15
	RECOMMENDED DECISION & ORDER	7	<1	7	<1	14	<1	2	<1	<1
	REMAND	8	10	7	6	13	7	8	8	8
	SETTLEMENT	10	10	5	10	11	9	8	9	11
	SUMMARY/DEFAULT JUDGMENT	11	22	9	<1	15	6	8	<1	7
	WITHDRAWAL	11	13	<1	6	12	5	8	5	18

*** Note:**

Traditional: includes cases involving grants administration, federal contract disputes, child labor violations, workplace discrimination by government contractors, mine safety variances, minimum wage disputes, and recordkeeping required by ERISA.

Whistleblower: includes complaints involving corporate fraud and violations of transportation, environmental, and food safety statutes.



United States Department of Labor

Office of Administrative Law Judges

800 K St NW

Washington, DC 20001

202-693-7300

www.dol.gov/agencies/oalj