

UNITED STATES DEPARTMENT OF LABOR
BEFORE THE ASSISTANT SECRETARY
FOR THE AMERICAN WORKPLACE

IN THE MATTER OF

DIRECTOR, DALLAS REGIONAL OFFICE,
OFFICE OF LABOR-MANAGEMENT STANDARDS,
OFFICE OF THE AMERICAN WORKPLACE,
U.S. DEPARTMENT OF LABOR¹
COMPLAINANT

AND

CASE NO. [REDACTED]

NATIONAL FEDERATION OF FEDERAL
EMPLOYEES, LOCAL 39
RESPONDENT

DECISION AND ORDER

This proceeding arose under the standards of conduct provisions of the Civil Service Reform Act of 1978, 5 U.S.C. 7120, and the implementing regulations, 29 CFR Parts 457-459, as a result of a complaint filed against Local 39 of the National Federation of Federal Employees (NFFE) concerning the failure of the local to file the labor organization annual financial reports required by the CSRA, 5 U.S.C. 7120(d), and the implementing regulations, 29 CFR § 458.3, for the fiscal years ending June 30, 1993, 1994, and 1995. Subsequently, a motion was filed with the Administrative Law Judge to enter a judgment by default against the respondent for failure to answer or otherwise plead in response to the complaint as required by law, or to serve a copy of any answer or other defense. Administrative Law Judge Steven E. Halpern recommended default judgment in his Recommended Decision and Order, styled Order - Default Judgment, dated February 21, 1996. However, it has subsequently been determined that the required annual financial reports for the respondent labor organization's fiscal years ending June 30, 1993, 1994, and 1995 have been filed with the Office of Labor-Management Standards. Therefore, pursuant to the authority of section 458.91 of the Department's regulations, I dismiss this case.

¹Pursuant to 29 CFR § 458.66, the Regional Director is the complainant in a case alleging violations of the reporting requirements in 29 CFR § 458.3.

ORDER

IT IS **HEREBY ORDERED, THAT** , this case be, and it hereby is, dismissed.

Dated: *4/22/90*

Washington, D.C.

Charles L. Smith

CHARLES L. SMITH
Deputy Assistant Secretary