

**Pointer, Ann Margaret**

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**From:** Costantino, Vincent - SOL [Costantino.Vincent@dol.gov]  
**Sent:** Thursday, July 10, 2008 4:29 PM  
**To:** Pointer, Ann Margaret; RWillis@rjwillis-law.com  
**Cc:** Sheinfeld, Harry - SOL  
**Subject:** NCGA applications: Case Nos. C-08184-14118 and C-08184-14114

Dear Ann Margaret and Bob:

This will confirm our conversation of 7/10/08 regarding the above noted cases. As I mentioned, the Department has agreed to withdraw its modification requests, noted in its letter of July 9, 2008, as to Sections II & III in Case No. C-08184-14118. These provisions concern II. Applications Filed By Associations and III. Disclosure of Prospective Employers Wage Responsibilities ETA Handbook No. 398. However, we still request that you modify your applications in accordance with Sections I & 4 of the letter in Case No. C-08184-14118, I. Inconsistent Job Descriptions and IV. Failure to establish a need.

As to Case No. C-08184-14114, we are withdrawing our request for modifications as to Sections II. Applications Filed By Associations and III. Disclosure of Prospective Employers Wage Responsibilities ETA Handbook No. 398. However, we still request that you modify your application in accordance with Section I. Inconsistent Job Descriptions.

Your response to this July 9 request for modification is due within 5 days of that date. If you are rejecting our request for modification, please provide an explanation for your position. We will then review your response and if we find it unacceptable, we will send a letter to your client giving you 7 days to appeal the decision in accordance with the regulations.

If you have any questions, please let me know.

Vince

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7/14/2008

Exhibit A