

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Employment Services
Labor Standards Bureau

Office of Hearings and Adjudication
Administrative Hearings Division



(202) 671-2233-Voice
(202) 673-6938-Fax

IN THE MATTER OF)
)
NATHANIEL J. BING,)
)
Claimant,)
)
v.)
)
HYATT REGENCY WASHINGTON,)
)
and)
)
GALLAGHER BASSETT SERVICES, INC.,)
)
Employer/Carrier.)

AHD No. 08-013A
OWC No. 616625

ORDER

On March 31, 2008, Claimant's Counsel filed an Application for Formal Hearing (hereinafter "Application") with the Office of Hearings and Adjudication, Administrative Hearings Division (hereinafter "AHD"). A Scheduling Order issued on April 11, 2008. Pursuant to paragraph 6 of the Scheduling Order,

All documentary exhibits, including *de bene esse* depositions, to be submitted into the record are to be bound, tabbed, and indexed. Said exhibits shall be served upon the opposing party, and submitted to AHD on or before June 10, 2008.

Exhibits were not timely filed by Employer; therefore, in an Order to Show Cause dated June 17, 2008, on or before the close of business on June 24, 2008, Employer was ordered to explain why it should not be precluded from submitting documentary evidence in this matter and to properly file exhibits. Employer filed no response to the Show Cause Order. Consequently, Employer hereby is precluded from submitting documentary evidence in this matter. Nothing contained in this **ORDER** extends the discovery cutoff or deadline dates as contained in the Scheduling Order.

IT IS SO ORDERED.

Melissa Lin Klemens

MELISSA LIN KLEMENS
ADMINISTRATIVE LAW JUDGE

June 25, 2008

Date

Parties Served:

Matthew J. Peffer, Esquire

John P. Rufe, Esquire

Mr. Nathaniel J. Bing

Mr. Mohammad R. Sheikh, Acting Assistant Director