



ISSUED:
August 26,
2024

**STATE OF INDIANA
OFFICE OF ADMINISTRATIVE LAW PROCEEDINGS**

**Terramar Restaurante LLC,
Petitioner,**

v.

**Department of Homeland Security,
Respondent.**

**Administrative Case Number:
DHS-2407-001607**

FINAL ORDER OF DISMISSAL

A Notice of Proposed Dismissal was entered in this matter on August 16, 2024. The findings in that Notice are incorporated by reference. The Notice was served on Petitioner on August 16, 2024 by email and gave Petitioner seven (7) days from the date of the Notice of Proposed Dismissal to file a motion requesting a final order of dismissal not be imposed and stating the grounds relied upon for the request. More than seven days have passed since the Notice of Proposed Dismissal was issued, and no such motion has been filed with the Office of Administrative Law Proceedings. Pursuant to Ind. Code 4-21.5-3-24(c), the ALJ issues this Final Order to dismiss the case, with prejudice.

The ALJ assigned to this matter by the Director of the Office of Administrative Law Proceedings (OALP), see Ind. Code § 4-15-10.5-13, has jurisdiction over this case pursuant to Indiana Code § 4-15-10.5-12, which gives OALP jurisdiction over agency administrative actions subject to the Indiana Administrative Orders and Procedures Act at Indiana Code Art. 4-21.5 (AOPA) or “any other statute that requires or allows the office to take action.” The OALP has jurisdiction over this case because this case is governed by AOPA. See 410 IAC 16.2-3.1-12.

Instructions for objections or challenges to this final order are included on the last page of this document.

Ordered: August 26, 2024

/s/ Mary K. Sinn

Hon. Mary K. Sinn
Administrative Law Judge
Office of Administrative Law Proceedings

Distribution:

Terramar Restaurante LLC, Petitioner, served by email at ninage30@gmail.com

Respondent, Department of Homeland Security by Attorney Tyler Burgauer via email at tyburgauer@dhs.in.gov

APPEAL RIGHTS

A person who wishes to seek judicial review of this final determination must file a petition for review in an appropriate court within 30 days of the date this Order was served. See Ind. Code § 4-21.5-5-5. Guidance for calculating deadlines may be found at Ind. Code § 4-21.5-3-2.

Other requirements for a petition for judicial review may be found at Ind. Code Ch. 4-21.5-5. A petition for judicial review must be served on the Office of Administrative Law Proceedings at oalp@oalp.in.gov to ensure the Office prepares the record that will be filed in the court presiding over the judicial review.