

**UNITED STATES DEPARTMENT OF AGRICULTURE**  
**BEFORE THE SECRETARY OF AGRICULTURE**

In re:	)	
	)	<b>FCIA Docket No. 09-0169</b>
REZA KALANTARI,	)	
	)	
and	)	
	)	<b>FCIA Docket No. 09-0170</b>
FICUS FARM, INC.,	)	
	)	
Respondents	)	<b>Dismissal Without Prejudice</b>

The parties participated in a teleconference with me on January 21, 2010. The Federal Crop Insurance Corporation (“FCIC” or “Complainant”) is represented by Mr. Mark R. Simpson, Esq. Mr. Reza Kalantari represents himself (appears *pro se*) and also represents Ficus Farm, Inc.

The parties agree that adjudication of these cases, which are consolidated for hearing, should await completion of the discrimination investigation and report. *See* the attached document from Mark R. Simpson dated January 4, 2010.

Consequently, by separate Order I will cancel the hearing scheduled to begin March 9, 2010; and I order these cases DISMISSED WITHOUT PREJUDICE to any party REOPENING these cases, merely by filing with the Hearing Clerk a Notice of Reopening, which will bear these same docket numbers and case captions, SO LONG AS such filing occurs within the next two years, that is, by January 21, 2012. Absent such filing by January 21, 2012, these cases shall be considered dismissed with prejudice.

Meanwhile, the parties shall file with the Hearing Clerk notice of any changes in mailing address; delivery address for commercial carriers such as FedEx or UPS; FAX number(s); phone number(s); or e-mail address(es), with a courtesy copy faxed to me at 202-720-8424.

If there is any “statute of limitations” that applies to these kind of cases, the Complaint filing dates govern, which are August 12, 2009; these subsequent procedures do not cause any statute of limitations problem.

Copies of this Dismissal Without Prejudice shall be served by the Hearing Clerk upon each of the parties, TOGETHER WITH a copy of the attached document from Mark R. Simpson dated January 4, 2010.

Done at Washington, D.C.  
this 21<sup>st</sup> day of January 2010

s/ Jill S. Clifton

Jill S. Clifton  
Administrative Law Judge

Hearing Clerk's Office  
U.S. Department of Agriculture  
South Building Room 1031  
1400 Independence Avenue SW  
Washington, D.C. 20250-9203  
202-720-4443  
Fax: 202-720-9776