



DATE: January 12, 1999

CASE NO.: 1999-LCA-1

IN THE MATTER OF

EMPLOYMENT STANDARDS ADMINISTRATION
WAGE AND HOUR DIVISION
U.S. DEPARTMENT OF LABOR,
Prosecuting Party

v.

MGA, INC.,
Respondent.

DECISION AND ORDER

This action arises under the Immigration and Nationality Act as amended (8 USC 1101 (a) (15) (H) (I) (b), 1184 (I) (1)) and 20 CFR Part 655 for violations of section 1182 (n) and the assessment of a civil money penalty.

The complainant and respondent, by counsel, filed a consent decree. The consent decree has been duly executed by the complainant and respondent. The consent decree is appended hereto and made a part hereof. I have reviewed the consent decree and find that it resolves the issues in this proceeding and effectuates the purposes and policies of the act. Accordingly, I enter the following:

ORDER

1. The consent decree comports with the requirements of 29 CFR 18.9 and is hereby APPROVED.
2. The record in this case consists solely of the determination letter and the consent decree.
3. The parties are deemed to waive any further procedural rights under the act or regulations to contest the validity of the consent decree.
4. This order incorporates the consent decree and shall have the same force and effect as if entered after a full hearing.

5. The complainant in this case is hereby DISMISSED with prejudice, subject to the provisions in paragraph 5 of the consent decree.

FLETCHER E. CAMPBELL, JR.
Administrative Law Judge

FEC/lpr
Newport News, Virginia