

**U.S. Department of Labor**

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**Issue Date: 01 July 2009**

CASE NO.: 2008-LCA-00035

*In the Matter of:*

ADMINISTRATOR, WAGE & HOUR DIVISION,  
U.S. DEPARTMENT OF LABOR,  
Prosecuting Party,

vs.

OSWEGO, LTD.,  
Respondent.

**DECISION AND ORDER APPROVING SETTLEMENT**

This case arises under the State of Alaska Exception of the Immigration and Nationality Act, 8 U.S.C. § 1288(d)(1) and its implementing regulations, 20 C.F.R. §§ 655.530-541.<sup>1</sup>

On June 22, 2009, the parties submitted a Joint Motion for Approval of Settlement in this matter. Submitted as part of the Joint Motion are Consent Findings which the parties have asked that I adopt as my own findings. I have reviewed the terms of the Consent Findings that were submitted with the Joint Motion and find that the terms are fair and reasonable.

The Consent Findings submitted as part of the Joint Motion for Approval of Settlement are incorporated by reference and APPROVED and ADOPTED. The parties are ORDERED to carry out the terms of their agreement forthwith.

**A**

STEVEN B. BERLIN  
Administrative Law Judge

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<sup>1</sup> The International Longshore and Warehouse Union moved to intervene in this action. After I granted the motion, the ILWU withdrew its motion to intervene, as it entered into a letter of understanding with Respondent regarding Respondent's operations in Alaskan waters and obligations under the Alaska Exception.