

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 08 December 2009**

CASE NO. 2009-LCA-0035

*In the Matter of:*

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

Prosecuting Party,

vs.

CIT GLOBAL, INC.,

Respondent.

**DECISION AND ORDER APPROVING CONSENT FINDINGS**

This matter is brought pursuant to the Labor Condition Applications and Requirements for Employers Using Non-Immigrants on H-1B Visas in Specialty Occupations, 20 C.F.R. Part 655, Subparts H & I. On December 1, 2009, the parties filed Consent Findings in this matter.

Upon a review of the record, the terms and conditions of the Consent Findings are hereby APPROVED. It is hereby ordered that:

1. this Order shall have the same force and effect as an order made at a full hearing;
2. the entire record upon which this Order is based consists solely of the Administrator's determination letter and the Consent Findings executed by the parties;
3. any further procedural steps before this Office and any right to contest the validity of this Order are waived by the parties;
4. each party shall bear its own costs, attorney's fees, and other expenses incurred by such party in connection with any stage of this proceeding, including, but not limited to, any and all costs referenced under the Equal Access to Justice Act, as amended;

5. these Consent Findings shall become final and effective immediately upon issuance of this Order.

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ANNE BEYTIN TORKINGTON  
Administrative Law Judge

**NOTICE OF APPEAL RIGHTS:** To appeal, you must file a Petition for Review (“Petition”) that is received by the Administrative Review Board (“Board”) within thirty (30) calendar days of the date of issuance of the administrative law judge’s decision. *See* 20 C.F.R. § 655.845(a). The Board’s address is: Administrative Review Board, U.S. Department of Labor, Room S-4309, 200 Constitution Avenue, NW, Washington, DC 20210. Once an appeal is filed, all inquiries and correspondence should be directed to the Board.

At the time you file the Petition with the Board, you must serve it on all parties as well as the administrative law judge. *See* 20 C.F.R. § 655.845(a).

If no Petition is timely filed, then the administrative law judge’s decision becomes the final order of the Secretary of Labor. Even if a Petition is timely filed, the administrative law judge’s decision becomes the final order of the Secretary of Labor unless the Board issues an order within thirty (30) days of the date the Petition is filed notifying the parties that it has accepted the case for review. *See* 29 C.F.R. § 655.840(a).