



Issue Date: 30 January 2013

Case Number: 2010-LCA-00006

In the Matter of:

**ADMINISTRATOR,
WAGE AND HOUR DIVISION,
DEPARTMENT OF LABOR,**
Prosecuting Party,

v.

EUREKA TECHNOCRATS, INC.
Respondent.

ORDER APPROVING CONSENT FINDINGS

This case arises under the H-1B provisions of the Immigration and Nationality Act, 8 U.S.C. §§ 1101, *et seq.*, and the implementing regulations at 20 C.F.R. Part 655, for several violations regarding the petitioning for and employing of H-1B nonimmigrants.

On October 2, 2012, the Wage and Hour Division of the United States Department of Labor (Prosecuting Party) filed a letter with this Office stating that the Prosecuting Party and Respondent Eureka Technocrats, Inc. had settled this matter. Administrative Law Judge Robert B. Rae, the former presiding judge in this case, issued an Order on October 5, 2012 continuing the hearing set for October 10, 2012 pending the completion of a formal settlement agreement. On January 29, 2013, the Prosecuting Party filed with this Office a joint Settlement Agreement and Consent Findings in which the parties state they have resolved all issues relating to the Administrator's November 12, 2009 Determination Letter.

Section 18.9(d) of Title 29, C.F.R. provides that the presiding Administrative Law Judge shall accept any agreement containing consent findings if he or she "is satisfied with its form and substance." After reviewing the terms of the Parties' Joint Settlement Agreement and Consent Findings, I am satisfied that the agreement conforms to the requirements set forth in § 18.9(b)(1)-

(4) and is a satisfactory resolution of the issues previously contested. The terms of the agreement filed on January 29, 2013 are hereby adopted and incorporated in full into this Order.

SO ORDERED.

STEPHEN L. PURCELL
Chief Administrative Law Judge