



Issue Date: 02 April 2012

CASE NO.: 2011-LCA-00041

IN THE MATTER OF

**ADMINISTRATOR, WAGE AND HOUR DIVISION
Prosecuting Party**

v.

**ATLAS REHABILITATION, LLC
Respondent**

DECISION AND ORDER APPROVING CONSENT FINDINGS

This is a proceeding under the H-1B provisions of the Immigration and Nationality Act (“INA”), 8 U.S.C. §1101(a)(15)(H)(i)(b), and the applicable regulations issued there under at 29 C.F.R. Part 507. The Administrator and Respondent have filed Consent Findings resolving all issues in dispute in this case relating to Respondent’s contest of the Administrator’s Determination Letter. The Consent Findings are marked for identification as ALJ No.1 and are attached hereto and made a part hereof. The Court has examined the stipulations of fact and conclusions of law contained therein, and concluded that all issues in contest between the Administrator and Respondent have been resolved. Accordingly,

IT IS ORDERED that the Consent Findings (ALJ No. 1) be, and the same hereby are, APPROVED, and,

Additionally, IT IS ORDERED, that compensation in the total amount of \$14,600.00 to be paid by Respondent to its former employees: \$3,600.00 to Maria Cunanan, \$400.00 to Carmelita Guloy, \$400.00 to Rhea Serfino, and \$10,200.00 to Michael Perena, shall be deemed to be full satisfaction of the back wage claim against Respondent arising out of its employment of these individuals pursuant to the INA and its implementing regulations.

Finally, IT IS FURTHER ORDERED that the Consent Findings be made a part of the record.

ORDERED this 3rdth day of April, 2012 at Covington, Louisiana.

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**CLEMENT J. KENNINGTON
Administrative Law Judges**

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, Suite S-5220, 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).