

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 23 May 2012

CASE NO.: 2011-LCA-00058

In the Matter of:

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

vs.

REGENCY, CSP,
d/b/a CUSTER STATE PARK RESORT,
Respondent.

ORDER APPROVING CONSENT FINDINGS

This is a proceeding under the H-2B provisions of the Immigration and Nationality Act, (“INA”), 8 U.S.C. § 1101(a)(15)(H)(ii)(b), as amended, and the implementing regulations at 20 C.F.R. § 655.1 *et seq.* This proceeding stems from a July 11, 2011, Determination Letter issued by the Administrator for the Wage and Hour Division finding that Respondents had violated various provisions of the INA. Respondent filed objections to the Administrator’s findings and requested a hearing before the Office of Administrative Law Judges on July 26, 2011.

This case was set for hearing on May 23, 2012, in Minneapolis, Minnesota, but I vacated on May 9, 2012, the hearing after being notified that the parties had reached a settlement. The parties have submitted a document entitled “Consent Findings” signed by both parties which resolves the issues raised in this case. I have reviewed the Consent Findings and find that it resolves all the issues that would have been the subject of the hearing.

It is hereby ORDERED that the Consent Findings shall be incorporated and made a part of this Order. It is hereby ORDERED that the Consent Findings submitted by the parties be APPROVED. It is further ORDERED that Respondent shall pay civil money penalties to the Administrator, Wage and Hour Division, in the amount of \$52,000, within thirty (30) days of the entry of this Order.

A

JENNIFER GEE
Administrative Law Judge