



**Issue Date: 14 November 2017**

Case Number: 2018-LCA-00002

*In the Matter of:*

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

*Prosecuting Party,*

v.

**SWIFT PACE SOLUTIONS, INC.**

*Respondent.*

**ORDER OF DISMISSAL**

On September 25, 2017, the Wage and Hour Division of the U.S. Department of Labor (“Prosecuting Party”) sent Swift Pace Solutions, Inc. (“Respondent”) a Determination Letter alleging violations of the H-1B provisions of the Immigration and Nationality Act and assessing back wages to one employee in the amount of \$18,115.39.<sup>1</sup> No civil money penalty was assessed. By letter sent to the Office of Administrative Law Judges (“Office”) on October 7, 2017, Respondent stated that it had in fact paid all back wages on or about February 6, 2017, by wiring money to the employee’s account. Respondent attached an email chain with a Wage and Hour Technician of the Department of Labor directing Respondent to the proper bank account for depositing the back wages. Respondent also attached a statement of wire activity appearing to show a transfer of \$18,115.39 to the employee on February 6, 2017. The matter was subsequently assigned to me for adjudication.

I previously issued an Order reflecting that, based on the record, this matter may have been resolved, and, on October 16, 2017, directed the parties to show cause why the matter should not be dismissed. By letter dated November 1, 2017, the Administrator’s representative

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<sup>1</sup> The Determination Letter noted that Respondent had paid \$6,000.00 and still owed \$12,115.39. The Determination Letter instructed Respondent that “[a] check in the net amount of wages should be made payable to the individual owed back wages and distributed to the employee due back wages.”

informed me that the Dallas District Office of the Wage and Hour Division confirmed that a wire transfer in the amount of \$18,115.39 was sent to the employee. Both the Administrator and the Respondent are now in agreement that all unpaid wages owed to the employee in this case have been fully paid by Respondent.

Since Respondent has paid the back wages in full and is no longer contesting the Determination Letter, the Administrator's representative and respondent agree that this case can now be closed.

Accordingly, as all issues have been resolved, this matter is hereby DISMISSED.

SO ORDERED:

**STEPHEN R. HENLEY**  
Chief Administrative Law Judge