

U.S. Department of Labor

Office of Administrative Law Judges
800 K Street, NW, Suite 400-N
Washington, DC 20001-8002

(202) 693-7300
(202) 693-7365 (FAX)



Issue Date: 03 January 2017

Case Number: 2017-OFC-00003

In the Matter of:

**OFFICE OF FEDERAL CONTRACT COMPLIANCE PROGRAMS,
UNITED STATES DEPARTMENT OF LABOR**

Plaintiff

v.

SOUTHERN GLAZER'S WINE AND SPIRITS OF LOUISIANA, LLC,

Defendant.

**NOTICE OF DOCKETING AND
ORDER APPROVING CONSENT DECREE**

This case arises under Executive Order 11246, 30 Fed. Reg. 12319, as amended, and regulations pursuant to 41 C.F.R. Chapter 60. Jurisdiction over this action exists under Sections 208 and 209 of Executive Order 11246, and 41 C.F.R. Part 60-30. This matter was docketed in the Office of Administrative Law Judges ("Office") on December 16, 2016, when the Regional Solicitor, Washington, D.C. office, U.S. Department of Labor, on behalf of the Office of Federal Contract Compliance Programs, ("Plaintiff") simultaneously filed an *Administrative Complaint* and a *Consent Decree and Order* ("Consent Decree").

The parties state in the Consent Decree that Defendant "denies that it has violated any applicable law." The parties agree that "[s]ubject to the performance by [Defendant] of all duties and obligations contained in [the] Consent Decree, all alleged deficiencies identified in the Administrative Complaint shall be deemed fully resolved." The parties have agreed that Defendant will pay \$175,000.00 in full settlement of back pay to the affected classes. The parties have further agreed that Defendant will provide notice to members of affected classes, as well as employment opportunities to 13 members of the affected classes. Defendant agrees to act in accordance with the above executive order and regulations in its maintenance of employment records and adverse impact analyses. Defendant further agrees to submit to Plaintiff semi-annual progress reports related to the Consent Decree for two years. The parties request that this Office retain jurisdiction in order to enforce implementation of the Consent Decree. The parties request that jurisdiction be retained for two and a half years or 30 days after Defendant satisfies its obligations, whichever is later.

The regulations at 41 C.F.R. § 60-30.13 provides the applicable standards for approving consent findings. After reviewing the terms of the agreement, I am satisfied that the agreement conforms to the requirements set forth in § 60-30.13(b)(1)-(4) and is a satisfactory resolution of the issues contested. The terms of the Consent Decree are hereby adopted and incorporated in full into this order. As the parties requested, this Office will retain jurisdiction for a period of two and a half years from the date of this order or 30 days after Defendant satisfies its obligations, for the purpose of considering any disputes concerning compliance with the Consent Decree and to issue additional orders as required in furtherance of this order.

SO ORDERED:

STEPHEN R. HENLEY
Chief Administrative Law Judge