



**Issue Date: 29 May 2014**

Case No.: 2013-TNE-00007

*In the matter of:*

ADMINISTRATOR, WAGE AND HOUR DIVISION

Complainant,

v.

HILTON WORLDWIDE D/B/A  
EMBASSY SUITESKIN,

Respondent.

**DECISION AND ORDER  
APPROVING SETTLEMENT AGREEMENT  
AND  
CONSENT FINDINGS**

This case arises from a request for hearing filed by the Respondent in the above captioned matter, which involves the enforcement of the H-2B provisions of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(H)(ii)(b), as amended, and the implementing regulations set forth at 20 C.F.R. Part 655, Subpart A, 20 C.F.R. § 655.1 *et seq.* On March 26, 2013, the Administrator, Wage & Hour Division, United States Department of Labor (“Administrator”) issued a Determination Letter finding that the Respondent violated the Act and requiring the Respondent to pay back wages and civil penalties. On April 10, 2013, the Respondent, pursuant to 20 C.F.R. § 655.71, timely filed a request for review of the Administrator’s determination in its entirety.

On May 19, 2014, the parties filed a Settlement Agreement and Consent Findings. Upon review of the Consent Findings, I find that the terms are fair and reasonable and in substantial compliance with 29 C.F.R. § 18.9(b), and the settlement is approved.

**ORDER**

Pursuant to the Consent Findings, the following order is entered:

- (1) The Consent Findings are **APPROVED** and the terms are adopted and incorporated herein by reference;
- (2) The parties shall comply with each and every term contained in the Consent Findings;

(3) The Administrator amends the Determination Letter to allege that Respondent owes gross back wages in the total amount of \$9,344.73 to Marjorie Wright, and a single Civil Money Penalty in the amount of \$9,344.73;

(4) Without admitting or denying the violation alleged, Respondent agrees to pay the sum of \$9,344.73 to the Wage and Hour Division for distribution to Marjorie Wright, after deductions for taxes required by law, in accordance with the procedure specified in the Consent Findings;

(5) Without admitting or denying the violation alleged, Respondent further agrees to pay the sum of \$9,344.73 to the Wage and Hour Division;

(6) Respondent withdraws its Request for Hearing in this matter;

(7) Each party will bear its own fees and other expenses incurred in connection with any stage of this proceeding.

KENNETH A. KRANTZ  
Administrative Law Judge

KAK/mrc