

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 30 December 2013**

**CASE NO.: 2013-TNE-00008**

**IN THE MATTER OF**

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

**v.**

**SUPERIOR ROOFING, INC.,  
Respondent**

**DECISION AND ORDER**

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.* The Administrator and Respondent have filed Consent Findings resolving all issues in dispute in this case relating to the Administrator’s findings regarding Respondent’s compliance with the H-2B provisions of the INA and Respondent’s contest of the Administrator’s findings. The Consent Findings are attached hereto and made a part hereof. The Court has examined the stipulations of fact and conclusions of law contained therein, and finds that all issues in contest between the Administrator and Respondent have been resolved.

**IT IS ORDERED** that the Consent Findings are **APPROVED**.

**IT IS FURTHER ORDERED** that Respondent shall pay back wages and civil money penalties to the Administrator in the amount of \$87,097.61 to be paid in eight (8) quarterly installments as stated in the Consent Findings.

**IT IS FURTHER ORDERED** that the Consent Findings be made a part of the record and are adopted as the final disposition of this matter.

In view of the foregoing, the hearing scheduled on **12 Feb 14** in **Denver, Colorado** is hereby **CANCELLED**.

**So ORDERED.**

**PATRICK M. ROSENOW**  
**Administrative Law Judge**