



**Issue Date: 09 May 2016**

Case No.: 2015-TNE-00012

*In the Matter of:*

ADMINISTRATOR, WAGE AND HOUR DIVISION,  
UNITED STATES DEPARTMENT OF LABOR,  
Prosecuting Party,

v.

ALLEN CONSTRUCTION COMPANY, INC.,  
Respondent.

**ORDER OF DISMISSAL**

The above-captioned matter arises from the Secretary of Labor's enforcement of H-2B provisions of the Immigration and Nationality Act ("INA"), the implementing regulations governing the H-2B temporary labor certification program,<sup>1</sup> and the Rules of Practice and Procedure for Administrative Hearings before the Office of Administrative Law Judges.<sup>2</sup>

On April 18, 2016, pursuant to 29 C.F.R. § 503.49(b), the Prosecuting Party, Administrator, United States Department of Labor, Wage and Hour Division ("Administrator"), and Respondent, Allen Construction Company, Inc. ("Respondent"), filed "Consent Findings" constituting a full and final resolution of this matter and all issues raised by the Administrator's Determination Letter issued to Respondent on July 25, 2015.

On April 19, 2016, I issued an Order Approving the Consent Findings and Canceling the Hearing. The consent findings are hereby adopted as the final disposition of this matter. Accordingly, this matter is **DISMISSED** in its entirety.

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<sup>1</sup> 8 U.S.C. §§ 1101(a)(15)(H)(ii)(b), 1184(c)(1), 1184(c)(14), as amended; 29 C.F.R. parts 655 and 503.

<sup>2</sup> 29 C.F.R. Part 18, Subpart A.

**SO ORDERED.**

LARRY A. TEMIN  
ADMINISTRATIVE LAW JUDGE