

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 14 December 2016

CASE NO.: 2016-TNE-00012

IN THE MATTER OF

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

v.

**HOOVER LANDSCAPE, INC.
Respondent**

DECISION AND ORDER

Pursuant to 29 C.F.R. § 18.71, the parties to this action, Prosecuting Party, the Administrator of the Wage and Hour Division, United States Department of Labor and Respondent, Hoover Landscape, Inc., have negotiated and executed these Consent Findings (a copy of which is appended hereto and the recitations of which are deemed to constitute any findings and conclusions). These Consent Findings constitute a full and final resolution of this action and of all issues raised by the Determination Letter issued to Hoover Landscape, Inc. on July 14, 2016 with respect to the employment of H-2B workers and the H-2B provisions of the Immigration and Naturalization Act (“INA”), as amended, 8 U.S.C. § 1101(a)(15)(H)(ii)(b) *et seq.* at its place of employment located at 11350 Luna Road, Suite A, Dallas, Texas 75229 and additional worksites. Accordingly, it is **ORDERED:**

- (1) That the Consent Findings be and the same hereby are **APPROVED,**
- (2) That the parties be and are bound by the terms of said instrument and shall comply therewith; and

(3) That \$74,941.38 be paid by Respondent to the Department of Labor and shall be deemed to be full and final satisfaction of all contested issues arising out of Respondent's employment of H-2B workers that began on or around February 2, 2010 and ended on or around December 1, 2010 and again on or around February 2, 2011 and ended on or around December 1, 2011. Finally, it is ORDERED that the Consent Findings be made part of the record.

ORDERED this 14th day of December, 2016, at Covington, Louisiana.

PATRICK M. ROSENOW
Administrative Law Judge