



Issue Date: 02 July 2019

Case No.: **2018-TNE-00040**

In the Matter of:

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

v.

HORIZON FORESTRY, LLC,
Respondent.

**DECISION AND ORDER APPROVING SETTLEMENT AGREEMENT AND CONSENT
FINDINGS AND ORDER CANCELLING THE HEARING**

The above-captioned matter arises from the Secretary of Labor's enforcement of 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. By *Order* issued on March 13, 2019, this matter is scheduled for hearing on September 16, 2019 in Washington, D.C.

The Administrator, Wage and Hour Division, United States Department of Labor (the "Administrator"), issued a *Determination* to the Respondent by letter dated September 7, 2018, alleging that Respondent was found to be in violation of certain H-2B provisions of the INA (Case Number: 2018-TNE-00040).

On June 26, 2019, counsel, on behalf of the Administrator, submitted the parties' *Settlement Agreement and Consent Findings* for my review. The contents of the *Settlement Agreement and Consent Findings* are incorporated by reference as if fully set out herein. The parties agree to resolve the matter in accordance with the findings, terms, and conditions of the *Settlement Agreement and Consent Findings*.

The administrative procedures relevant to the approval of the *Settlement Agreement and Consent Findings* are set forth at 29 C.F.R. § 503.49. After reviewing the terms of the *Settlement Agreement and Consent Findings*, I am satisfied that they conform to the requirements of 29 C.F.R. § 503.49(b) and are a satisfactory resolution of the issues previously contested.

ORDER

Accordingly, **IT IS HEREBY ORDERED** that the *Settlement Agreement and Consent Findings* filed on June 26, 2019, are **APPROVED** and the parties are bound by the terms findings, and conditions of the *Settlement Agreement and Consent Findings*.

IT IS FURTHER ORDERED that the hearing scheduled to commence on September 16, 2019 in Washington, D.C. is **CANCELLED**.

LARRY S. MERCK
Administrative Law Judge