



Issue Date: 18 September 2020

CASE NO.: 2019-TNE-00028

IN THE MATTER OF

**ADMINISTRATOR, WAGE & HOUR DIVISION,
Prosecuting Party**

v.

**CUTTING EDGE LAWN AND LANDSCAPE, INC.,
Respondent**

ORDER APPROVING CONSENT FINDINGS

This is a proceeding under the H-2B provisions of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(H)(ii)(b), and the applicable regulations issued thereunder at 20 C.F.R. Part 655, Subpart A, and applicable procedural regulations at 29 C.F.R. Part 503. On September 15, 2020, the Administrator, U.S. Department of Labor, Wage and Hour Division (“Administrator”) and Respondent Cutting Edge Lawn and Landscape, Inc. (“Respondent”) filed Consent Findings resolving all issues in dispute in this case relating to Respondent’s contest of the Administrator’s Determination Letter dated April 17, 2019 (“Determination Letter”).

According to the Consent Findings dated September 15, 2020, the Administrator and Respondent have agreed as follows:

1. The Consent Findings and Order shall have the same force and effect as an order made after a full hearing (Consent Findings ¶ 8);
2. The entire Record on which the Order is based shall consist solely of the Determination Letter, Request for Hearing, previous filings with the Court, and the Consent Findings within this Order (Consent Findings ¶ 9);
3. The parties have waived any right to challenge or contest the validity of the Consent Findings entered into in accordance with the agreement (Consent Findings ¶ 11); and
4. All violations alleged in the Determination Letter shall be deemed fully resolved by the Consent Findings, upon approval by this Court (Consent Findings ¶ 12).

I find that the Consent Findings are appropriate in form and substance and include the required findings specified in 29 C.F.R. § 503.49. The Consent Findings resolve all issues in contest between the Administrator and Respondent in this matter. I thus approve the Consent Findings and adopt the terms and conditions as findings by this Office, and I incorporate them by reference into this Order.

ORDER

Accordingly, **IT IS ORDERED** that the Consent Findings are **APPROVED** in full and incorporated herein by reference. The Consent Findings shall be effective immediately and constitute full, final, and complete adjudication of the proceeding. All other dates have been vacated, and the matter is closed.

ORDERED this 18th day of September, 2020, at Covington, Louisiana.

**ANGELA F. DONALDSON
ADMINISTRATIVE LAW JUDGE**