

**U.S. Department of Labor**

Board of Alien Labor Certification Appeals  
800 K Street, NW  
Washington, DC 20001-8002

(202) 693-7300  
(202) 693-7365 (FAX)



**Issue Date: 19 January 2021**

BALCA CASE NO.: 2020-TNE-00041

*In the Matter of:*

ADMINISTRATOR,  
WAGE AND HOUR DIVISION,  
U.S. DEPARTMENT OF LABOR  
Plaintiff,

vs.

EAST VALLEY GOLF LTD D/B/A  
REVEGETATION SERVICES,  
Respondent.

**DECISION AND ORDER APPROVING CONSENT FINDINGS**

This matter arises under the Immigration and Nationality Act, as amended, 8 U.S.C. §§ 1101(a)(15)(H)(ii)(b) *et seq.*, 1184(c)(14). The procedures set forth at 29 C.F.R. § 503.44 - 503.50 as well as the OALJ Rules of Practice and Procedure apply to this case. *See* 29 C.F.R. §§ 18.10 - 19.95.

On January 14, 2021, pursuant to 29 C.F.R. § 18.71, I received the parties' proposed Consent Findings for Respondent East Valley Golf Ltd. d/b/a Revegetation Services ("Respondent"). The proposed Consent Findings resolve the issues pending in this matter between the Administrator and Respondent.

Having reviewed the submitted papers, I find that the proposed Consent Findings are appropriate in form and substance and clearly detail the respective duties and obligations of the parties. Further, the proposed Consent Findings include the content required in 29 C.F.R. § 18.71: specifically, this Order shall have the same force and effect as an order made after a full hearing; the entire record on which this Order is based shall consist solely of the complaint and agreement; all further procedural steps before the Administrative Law Judge and the Administrative Review Board are waived; and any right to challenge or contest the validity of this Order is waived.

Accordingly, it is ORDERED that the proposed Consent Findings and all attached Exhibits, signed by representatives of the Administrator and Respondent and filed with OALJ on January 14, 2021, are incorporated by reference into this Order, adopted and approved. The parties are ORDERED to implement the terms of the approved Consent Findings, i.e., the Respondent is ORDERED to pay \$168,000 in unpaid wages to the 30 named H-2B workers, and \$12,500 in civil money penalties to the Administrator, on the schedule and in the matter set forth in the adopted Consent Findings, and comply with all other terms of the adopted Consent Findings.

EVAN H. NORDBY  
Administrative Law Judge