

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 29 October 2020

Case No.: 2020-TNE-00010

In the Matter of:

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

v.

**THE GROUNDS GUYS OF
CENTRAL VIRGINIA BEACH, LLC,**
Respondent.

ORDER APPROVING CONSENT FINDINGS

This proceeding arises from the H-2B provisions of the Immigration and Nationality Act, (“INA”), 8 U.S.C. §§ 1101(a)(15)(H)(ii)(b), 1184(c), and 1188 and the applicable regulations issued thereunder at 20 C.F.R. Part 655 and 29 C.F.R. Part 503. The Administrator, United States Department of Labor, Wage and Hour Division (“Administrator”), and Respondent, The Grounds Guys of Central Virginia Beach, LLC have filed Consent Findings resolving all issues in dispute in this case relating to Respondent’s contest of Administrator’s November 15, 2019, Determination Letter (“Determination Letter”), as amended, regarding Respondent’s compliance with the H-2B provisions of the INA. The Consent Findings are made a part hereof. The Court has examined the stipulations of fact and conclusions of law contained therein and concludes that all issues in contest between Administrator and Respondent are resolved.

Respondent has withdrawn its request for a hearing; agreed that the entire record upon which any final order may be based shall, pursuant to 29 C.F.R. § 18.71(b)(2) consist solely of the Determination Letter and the Consent Findings; and waived all further procedural rights as provided in 29 C.F.R. § 18.71(b)(3),(4). Accordingly, IT IS ORDERED that the Consent Findings are approved in full and incorporated herein by reference. The Consent Findings shall constitute my findings of fact and conclusions of law, shall constitute full, final and complete adjudication of this proceeding, and shall have the same force and effect as an order made after full hearing.

ORDER

Accordingly, IT IS ORDERED that the parties are to comply with the Consent Findings.

SO ORDERED.

LARRY W. PRICE
Administrative Law Judge

LWP/KRS/jcb
Newport News, Virginia