



**Issue Date: 27 March 2014**

**CASE NO.: 2014-TAE-00007**

*In the Matter of:*

**W.G. MINARD & SONS, INC.,**

*Respondent*

**ORDER APPROVING CONSENT FINDINGS**

This matter arises under § 218(g)(2) of the Immigration and Nationality Act, 8 U.S.C. § 1101 *et seq.* (“INA”), and the implementing regulations at 20 C.F.R. Part 655 and 29 C.F.R. Part 501.

On March 20, 2014, the Office of the Solicitor in New York, New York, U.S. Department of Labor, counsel for the Administrator of the Wage and Hour Division, U.S. Department of Labor (“Plaintiff”), filed with the Office of Administrative Law Judges an Order of Reference, Consent Findings, and a proposed Order. Plaintiff alleged that Respondent failed to pay 48 of its workers the proper pay rate under the INA.

The Consent Findings filed with this Office state that the parties agree that Respondent will pay \$9,225 in civil money penalties and \$43,310.12 in back wages. Respondent also agrees to pay the penalty and back wages within 10 days of my signing the Consent Findings and Order. Finally, Respondent agrees to comply with the INA in the future.

The INA rules of procedure for administrative proceedings are set forth in 29 C.F.R. Part 501. Section 501.40(b) provides that the presiding Administrative Law Judge shall accept any agreement containing consent findings if he or she “is satisfied with its form and substance.” After reviewing the terms of the agreement, I am satisfied that the agreement conforms to the requirements set forth in § 501.40(b)(1)-(4) and is a satisfactory resolution of the issues previously contested. The terms of the Consent Findings attached to the Order of Reference are hereby adopted and incorporated into full into this Order.

**SO ORDERED.**

**STEPHEN L. PURCELL**  
CHIEF ADMINISTRATIVE LAW JUDGE