



Issue Date: 29 May 2019

Case No.: 2019-TAE-00003

In the Matter of:

**ACTING ADMINISTRATOR, WAGE AND HOUR DIVISION,
UNITED STATES DEPARTMENT OF LABOR,**
Plaintiff,

v.

OVERLOOK HARVESTING COMPANY, LLC,
Respondent.

ORDER APPROVING CONSENT FINDINGS

This matter arises under the Immigration and Nationality Act, as amended by the Immigration Reform and Control Act, 8 U.S.C. §§ 1101, *et seq.* (“Act”), and the implementing regulations at 20 C.F.R. Part 655 and 29 C.F.R. Part 501 (“Regulations”).

On January 31, 2018, the Administrator, Wage and Hour Division, United States Department of Labor (“Administrator”) issued to Overlook Harvesting Company, LLC (“Respondent”) a Determination alleging violations of the Act and Regulations. The Determination assessed back wages and civil money penalties, and debarred Respondent from applying for H-2A certification for a period of three years. On November 15, 2018, the Administrator filed an Order of Reference with the Office of Administrative Law Judges, and this matter was scheduled for hearing before the undersigned in Tampa, Florida.

On May 23, 2019, the Administrator filed a document styled “Settlement Agreement and Consent Findings” (hereafter “Consent Findings”) signed by counsel for both the Administrator and the Respondent. The Consent Findings dispose of all outstanding issues in this case and contain the provisions required under 29 C.F.R. § 501.40(b)(1)-(4). I am satisfied with the form and substance of the Consent Findings, and I accept the parties’ agreement. 29 C.F.R. § 501.40(d).

Accordingly, the terms of the Consent Findings filed on May 23, 2019, are hereby **APPROVED**, adopted, and fully incorporated into this Order. This case is hereby **DISMISSED**.

SO ORDERED.

THEODORE W. ANNOS
Administrative Law Judge

Washington, DC