



Issue date: 05Mar2002

CASE NO.: 2002-LCA-0002

In the Matter of:

**ADMINISTRATOR, WAGE AND HOUR DIVISION,
Complainant,**

v.

**SOFTECH CONSULTING, INC., a corporation, and
RANA PINGILI, individually and as President of the Corporate Respondent,
Respondents.**

DECISION AND ORDER APPROVING CONSENT FINDINGS

This is a proceeding arising out of the enforcement provisions relating to labor condition applications for H-1B visas of the Immigration and Nationality Act (“INA”), 8 U.S.C. § 1101 *et seq.* and the implementing regulations appearing at 20 C.F.R. Part 655.700 *et seq.* A hearing in the instant case scheduled to be held before the undersigned administrative law judge on December 14, 2001, in Houston, Texas (in accordance with 20 C.F.R. § 655.835) was cancelled at the request of the parties. On March 5, 2002, the Administrator of the Wage and Hour Division and Respondents, Softech Consulting, Inc. and Rana Pingili, filed Consent Findings signed by the parties resolving all issues in dispute, the original of which is annexed hereto and made a part hereof, together with a draft Decision and Order. I have examined the stipulations of fact and conclusions of law contained therein and conclude that they should be approved.

Accordingly, I make the following Findings and issue the following Order:

FINDINGS

1. All issues in contest between the Administrator and Respondents, Softech Consulting, Inc. and Rana Pingili, have been resolved by the Consent Findings.
2. This Decision and Order incorporating the Consent Findings shall have the same force and effect as an Order made after a full hearing.
3. The entire record on which this Decision and Order is based shall consist solely of the Consent Findings.

4. The parties have waived any further procedural steps before the undersigned administrative law judge and the Administrative Review Board as well as any rights to challenge or contest the validity of this Decision and Order entered into in accordance with the agreements contained in the Consent Findings.

5. The Consent Findings comport in all material respects with the requirements of 29 C.F.R. § 18.9.

6. All of the findings, terms and conditions of the Consent Findings are incorporated by reference herein.

ORDER

IT IS HEREBY ORDERED that the Consent Findings be, and hereby are, **APPROVED**; and

IT IS FURTHER ORDERED that Respondents shall pay civil money penalties to the Administrator, Wage and Hour Division, in the amount of \$6,500.00, within fifteen (15) days of the receipt of this Order; and

IT IS FURTHER ORDERED that this action be, and hereby is, **DISMISSED WITH PREJUDICE**; and each party shall bear its own costs, expenses, and attorney fees incurred in connection with this action.

PAMELA LAKES WOOD
Administrative Law Judge

Washington, D.C.