

U.S. Department of Labor

Office of Administrative Law Judges
Seven Parkway Center - Room 290
Pittsburgh, PA 15220

(412) 644-5754
(412) 644-5005 (FAX)



Issue date: 16 Aug 2002

CASE NO.: 2002-LCA-4

In the Matter of

ADMINISTRATOR, WAGE AND HOUR DIVISION,
Prosecuting Party

v.

R-TECH GROUP, LTD,
Respondent

DECISION AND ORDER APPROVING SETTLEMENT

_____ This proceeding arises under the Immigration and Nationality Act of 1952 (“INA”), P.L. 82-414, 66 Stat.163, as amended by the Immigration Act of 1990, P.L. 101-649, 104 Stat. 4978, and the Miscellaneous Technical Immigration and Nationalization Amendments of 1991, P.L. 102-232, 105 Stat. 1733 and the American Competitiveness and Workforce Improvement Act of 1998 (“ACWIA”) (Title IV of Pub. L. 105-277, Oct. 21, 1998, 112 Stat. 2681) at 8 U.S.C. § 1101, *et. seq.* and 8 U.S.C. § 1101(a)(15)(H(i)(b)).

_____ On October 11, 2001, the Administrator, Wage and Hour Division, United States of Labor (“Administrator”) issued a Determination Letter alleging violations by R-Tech Group, LTD., (“R-Tech”) of the H-1B provisions for non-immigrants, as set forth in § 1182(n) of the INA Act. On October 23, 2001, R-Tech filed a Request for a Hearing contesting the findings contained in the Determination Letter.

Thereafter, on February 11, 2002, Respondent, R-Tech submitted a Request for Mediation. By way of facsimile, dated February 13, 2002, Richard A. Kordys, Esquire, on behalf of the, Administrator, consented to R-Tech’s Request for Mediation and the appointment of a settlement judge. On August 12, 2002, the parties agreed and consented to a settlement. On August 15, 2002, the parties filed a Settlement Agreement and Consent Findings with this court.

ORDER

It is **ORDERED** that the Settlement and Consent Findings agreed to by the Administrator, Wage and Hour Division, United States Department of Labor, and R-Tech Group, LTD., is hereby **APPROVED**.

RICHARD A. MORGAN
Administrative Law Judge

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