

U.S. Department of Labor

Administrative Review Board
200 Constitution Ave. NW
Washington, DC 20210-0001



IN THE MATTER OF:

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

ARB CASE NO. 2024-0062

**ALJ CASE NO. 2021-SCA-00005
CHIEF ALJ STEPHEN R. HENLEY**

PROSECUTING PARTY, DATE: September 27, 2024

v.

L'UOMO CREATIVES, LLC,

and

VINCE AKINS,

RESPONDENTS.

**Before HARTHILL, Chief Administrative Appeals Judge, and WARREN,
Administrative Appeals Judge**

ORDER OF ADMINISTRATIVE CLOSURE

PER CURIAM:

This proceeding arises under the McNamara-O'Hara Service Contract Act of 1965, (SCA), 41 U.S.C. §§ 6701-6707, and the implementing regulations at 29 C.F.R. Parts 4 and 6. On November 15, 2021, a United States Department of Labor Administrative Law Judge (ALJ) issued a Decision and Order of Default Judgment (D. & O.) entering default judgment against Respondents.

On September 4, 2024, Respondents filed a document that appeared to be a copy of the publicly available D. & O. with the Administrative Review Board (ARB or Board) using the Board's Electronic Filing and Service (EFS) System, and the

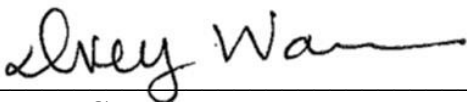
case was administratively assigned ARB Case Number 2024-0062.¹ The document did not “refer to the specific findings of fact, conclusions of law, or order at issue,” as required to constitute a petition for review under SCA’s implementing regulations.² In response, on September 12, 2024, the Board issued an Order directing Respondents to file a petition for review on or before September 26, 2024.³ The Order also advised Respondents that the Board was staying the matter pending disposition of the Board’s order.⁴

Respondents did not file a petition for review as ordered and, to date, the Board has received no filed response or any other communication from Respondents. Thus, no petition for review of the ALJ’s D. & O. has been filed. Given Respondents’ failure to respond to, and comply with, the Order, the stay is hereby lifted and the Board orders that this matter be administratively closed.⁵

SO ORDERED.



 SUSAN HARTHILL
 Chief Administrative Appeals Judge



 IVEY S. WARREN
 Administrative Appeals Judge

¹ The Secretary of Labor has delegated authority to the ARB to consider petitions for review under the SCA. Secretary’s Order No. 01-2020 (Delegation of Authority and Assignment of Responsibility to the Administrative Review Board), 85 Fed. Reg. 13186 (Mar. 6, 2020).

² 29 C.F.R. § 6.20.

³ Order at 2 (ordering that a petition for review be filed within 14 days of the Board’s September 12, 2024 Order).

⁴ *Id.*

⁵ See *Kovarik v. Groundwater & Env’t Servs., Inc.*, ARB No. 2024-0024, ALJ No. 2023-PSI-00004, slip op. at 2 (ARB Feb. 16, 2024) (Notice of Administrative Closure) (administratively closing case because the complainant’s filing did not constitute a petition for review).