

STATE OF ILLINOIS - DEPARTMENT OF LABOR
HEARINGS DIVISION
160 NORTH LASALLE STREET SUITE C-1300
CHICAGO, ILLINOIS 60601

In the Matter of:)
)
Anthony Penn, as Member of Great Plains)
Laborer's District Council and Southwest)
Illinois Laborer's District Council & Their)
Affiliates and Great Plains Laborers' District)
Council and Southwest Illinois Laborers')
District Council & Their Affiliates,)

Petitioner(s),)

v.)

State File No.: 2023-H-RP08-2340

Jane R. Flanagan, Acting Director of the)
Illinois Department of Labor, and The)
Illinois Department of Labor.)

Respondents.)

ORDER

This matter coming to be heard on January 10, 2023, upon receipt of the Parties' (Joint) Pre-Hearing Stipulations and Petitioners' Motion to Withdraw and Dismiss Administrative Complaint,

IT IS HEREBY ORDERED:

1. The Parties' request to adopt the Pre-Hearing Stipulations is **GRANTED**. Accordingly, as of January 10, 2023, the Department shall modify its annual survey to allow:
 - (i) for the inclusion of additional information impacting the ascertainment of rates for classifications throughout the State of Illinois and
 - (ii) survey filers to submit any additional information related to additional overtime paid at one and a half the amount of the base rate and additional overtime paid at twice the amount of the base rate that may impact the ascertainment of the rates for a particular classification in a particular locality
2. Petitioners' Motion to Withdraw is **GRANTED**.
3. This matter is dismissed and the status in this matter is hereby stricken.

ENTERED: January 20, 2023

/s/ Moshe M. Liberman
Moshe M. Liberman
Administrative Law Judge
Illinois Department of Labor
160 N. LaSalle St., Ste. C-1300
Chicago, Illinois 60601
dol.hearings@illinois.gov

CERTIFICATE OF SERVICE

STATE OF ILLINOIS)
)
)
COUNTY OF COOK)

Under penalties as provided by law, including pursuant to Section 1-109 of the Code of Civil Procedure, I, **Karen Lewis**, a non-attorney, affirm, certify or on oath state, that I served notice of the attached **Granted Motion to Withdraw** in IDOL Case No.: **2023-H-RP08-2340** upon all parties to this case (or their agents appointed to receive service of process) by enclosing a copy of the same and a copy of this Certificate of Service in an envelope address to each party (or party’s agent) at their respective address shown below, and by causing each envelope to be delivered to the U.S. Post Office at 100 W. Randolph Street, Chicago, Illinois on the **23rd** day of **January**, 2023 prior to 5:00 p.m. for delivery to each party (or party’s agent) **via first-class U.S. mail**, postage prepaid, and **via certified mail**, postage prepaid.

Jeff Naville
1 North Old State Capitol Plaza, Suite 525
Springfield, IL 62701

9489 0090 0027 6526 7292 30

Nicholas Bednek
Assistant Legal Counsel
Legal Tech Advisor
Illinois Department of Labor
160 N. LaSalle St., Ste. C-1300
Chicago, IL 60601

/s/Karen Lewis
Office Specialist
Illinois Department of Labor