

FILED
U.S. DISTRICT COURT

2007 NOV 29 12:09

DISTRICT OF UTAH

BY: _____
DEPUTY CLERK

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Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

ELAINE L. CHAO, SECRETARY OF LABOR,)
UNITED STATES DEPARTMENT OF LABOR,)

Plaintiff,)

v.)

PARAGON CONTRACTORS CORP.)
and BRIAN JESSOP, individually, and)
JAMES JESSOP, individually,)

Defendants.)

Case No. 2:06cv700 TC

PERMANENT INJUNCTION

Plaintiff having filed her Complaint, and defendants having withdrawn their Answer, agree to the entry of this Permanent Injunction without contest;

It is, therefore, upon motion of counsel for the plaintiff, and for cause shown:

ORDERED, ADJUDGED, AND DECREED that defendants, their officers, agents, servants, employees, and those persons in active concert or participation with them who receive actual notice of this Permanent Injunction be, and each of them hereby are, permanently enjoined and restrained from violating the provisions of sections 12(c) and 15(a)(4) of the Fair Labor Standards Act of 1938, as amended (29 U.S.C. §§ 212(c) and 215(a)(4)), [hereinafter the "FLSA"], in the following manner:

Defendants shall not, contrary to Sections 12(c) and 15(a)(4) of the FLSA, employ, suffer or permit minors to work in commerce or in the production of goods for commerce, or in an enterprise engaged in commerce or in the production of goods for commerce, within the meaning of the FLSA under conditions constituting oppressive child labor as defined in § 3(l) of the FLSA 29 U.S.C. § 203(l), and in occupations therein declared to be hazardous as defined in the regulations found at 29 C.F.R. Part 570 (Subparts C and E). In particular, but not limited;

A. Defendants shall not, contrary to the regulation found at 29 C.F.R. § 570.2 employ minors under the age of 14 years to perform any work.

B. Defendants shall not, contrary to the regulation found at 29 C.F.R. § 570.33 employ minors under the age of 16 years to work on construction sites.

C. Defendants shall not, contrary to the regulation found at 29 C.F.R. § 570.65 employ minors under the age of 18 years to operate power circular saws.

D. Defendants shall not, contrary to the regulation found at 29 C.F.R. § 570.67 employ minors under the age of 18 years to work in roofing operations or on or about a roof.

The parties having also settled a civil money penalty, separate from this proceeding, IT IS FURTHER ORDERED that Defendants shall pay a civil money penalty to the Department of Labor in the amount of \$5,280.00.

IT IS FURTHER ORDERED that this injunction shall remain in effect on a permanent basis.

Each party hereby agrees to bear its own costs, fees, and expenses incurred in connection with any stage of this proceeding.

Dated this 28 day of November, 2007.


United States District Judge

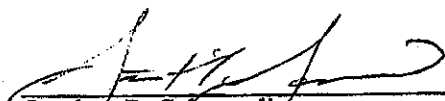
Entry of the foregoing Permanent Injunction is hereby consented to:

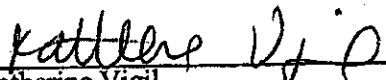
APPROVED:

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Dated: 11/15/07

Dated: Nov. 27, 2007