



**COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS  
DEPARTMENT OF LABOR  
ADMINISTRATIVE HEARING OFFICE**

**In the Matter of:**

Zhuying Wang,

Complainant,

v.

Guang Dong Zhou Jing Fu Hotel  
Corporation *dba* Furniture Plus

and

Guang Dong Tianbai Furniture Ltd.  
Corporation *dba* Tianbai Office

Respondents.

**Labor Case No. 19-010**

**ADMINISTRATIVE  
ORDER**

This matter was scheduled for an Administrative Hearing on July 31, 2019 at 9:00 a.m. at the CNMI Department of Labor, Administrative Hearing Office. Respondents Guang Dong Zhou Jing Fu Hotel Corporation *dba* Furniture Plus and Guang Dong Tianbai Furniture Ltd. Corporation *dba* Tianbai Office (hereinafter, collectively, “Respondents”) was present and represented President Zhai Hong Ying, General Manager Cui Zhi Gang, and Translator Wang Yue. The CNMI Department of Labor, Enforcement Section (“Enforcement”) was present and represented by Investigators Bonifacio Castro and Jerrick Cruz. Complainant Zhuying Wang (“Complainant”) failed to appear.

Respondents orally moved for entry of default judgment.

Pursuant to NMIAC § 80-20.1-480(l), “[e]xcept for good cause shown, failure of a party to appear at a hearing after timely being served notice to appear shall be deemed to constitute a waiver of any right to pursue or content the allegations in the complaint. If a

party defaults, the hearing officer may enter a final order containing such findings and conclusions as may be appropriate.” “When an application for an entry of default or a default judgment occurs such application is a representation that due service has been made of all pleadings or papers required by [the regulations] to be made as a condition to the relief sought.” NMIAC 80-20.2-135(a).

Upon a review of the record, the undersigned hearing officer declares the following findings of fact and conclusions of law:

1. On January 25, 2019, Complainant filed a labor complaint against Respondents for unpaid wages.
2. On April 2, 2019, the parties appeared for mediation. Mediation failed and the matter was subsequently referred to Enforcement for investigation.
3. On April 2, 2019, the Order Referring Parties for Investigation and Notice of Hearing was issued and personally served to the parties. The hearing was scheduled for July 31, 2019 at 9:00 a.m. at the Administrative Hearing Office.
4. On July 10, 2019, Enforcement filed a written determination based on their investigation. The determination found no showing of a violation or unpaid wages. The determination was served onto Complainant by postal mail at the address provided on July 16, 2019. The determination was served on Respondents by postal mail at the address provided on July 25, 2019.
5. On July 16, 2019, a Prehearing Conference was scheduled. The parties failed to appear.
6. On July 31, 2019, Complainant failed to appear for the Administrative Hearing—despite adequate notice of the scheduled hearing.
7. Based on the online U.S. Customs and Border Protection database, Complainant departed the CNMI on May 16, 2019.

In consideration of the above findings and conclusions, the undersigned hearing officer deems default judgement is appropriate. Accordingly, pursuant to NMIAC §80-20.1-480(l), default judgement is hereby entered in favor of Respondent.

So ordered this **31st** day of July, 2019.

/s/  
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Jacqueline A. Nicolas  
Administrative Hearing Officer