



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

In the Matter of:

Chunhui Pi,

Complainant,

v.

Royal International Travel Corp. *dba*
Royal International Travel Agent,

Respondent.

Labor Case No. 19-024

**ADMINISTRATIVE
ORDER OF
DISMISSAL**

I. INTRODUCTION

On May 10, 2019, mediation was held in in the above-captioned case. Complainant was present and unrepresented by counsel. Respondent was represented by Manager Xie “Joey” Wei. The parties were unable to settle the dispute.

II. LEGAL STANDARD

“The Administrative Hearing Office shall have original jurisdiction to resolve all actions involving alleged violations of the labor and wage laws of the Commonwealth” 3 CMC § 4942.

No labor complaint may be filed more than six months after the date of the last-occurring event that is the subject of the complaint, except in cases where the actionable conduct was not discoverable upon the last-occurring event. In such instance no labor complaint may be filed more than six months after the date a complainant of reasonable diligence could have discovered the actionable conduct. . . .

3 CMC § 4962(b). “If the complaint is not resolved at mediation, a hearing officer may then examine the complaint for timeliness. If the complaint is not timely filed, the hearing office shall dismiss the complaint with prejudice.” NMIAC § 80-20.1-465(e).

III. FINDINGS

1. On April 25, 2019, Complainant filed a labor complaint for unpaid wages against Respondent.
2. On May 10, 2019, mediation for the above-captioned case was conducted, but the parties failed to resolve their dispute.
3. Based on the allegations in the complaint, Complainant’s claim for unknown amount of unpaid wages spans throughout Complainant’s period of employment between June 10, 2016 to July 18, 2018.
4. Based on the information provided by Complainant, the last occurring event that is the subject of the complaint was Complainant’s last day of employment.
5. Complainant’s last of employment with Respondent was July 18, 2018.
6. Complainant’s claim falls outside the six-month statute of limitations.

IV. CONCLUSION

Accordingly, pursuant to NMIAC § 80-20.1-465 (e), the above-mentioned complaint is **DISMISSED** with prejudice.

So ordered this **14th** day of May, 2019.

/s/ _____
Jacqueline A. Nicolas
Administrative Hearing Officer