

EMPLOYMENT STANDARDS TRIBUNAL

In the matter of an appeal pursuant to Section 112 of the
Employment Standards Act R.S.B.C. 1996, C.113

- by -

D.R. Stucco Ltd.
("DR")

- of a Determination issued by -

The Director of Employment Standards
(the "Director")

ADJUDICATOR: David Stevenson

FILE No.: 2000/067

DATE OF DECISION: March 30, 2000

DECISION

OVERVIEW

This decision concludes the final matter left to be decided from an appeal pursuant to Section 112 of the *Employment Standards Act* (the “Act”) by D.R.Stucco Ltd. (“DR”) from a Determination of a delegate of the Director of Employment Standards (the “Director”) dated January 7, 1998 ordering DR to pay an amount of \$21,753.51 in respect of the employment of Corey Sweet (“Sweet”), Joseph LaSalle (“LaSalle”), Rob Bamford (“Bamford”) and Sean Bailey (“Bailey”).

In *D.R. Stucco Ltd.*, BC EST #D188/98, I confirmed the Determination in all respects excepting the calculation of the hours worked and wages owing for Bailey. That matter was referred back to the Director. The Director has completed a review of the calculation and has confirmed the hours worked as correct and the wages owing to be \$5438.25.

DR was provided with the review done by the Director and given an opportunity to respond. The response from DR indicates its continuing general disagreement with the Determination, but otherwise does not challenge the result of the review.

ORDER

Pursuant to Section 115 of the *Act*, I order the Determination dated January 7, 1998 be confirmed in respect of the hours worked and wages owed to Sean Bailey in the amount of \$5438.25, together with any interest that has accrued pursuant to Section 88 of the *Act*.

David B. Stevenson
Adjudicator
Employment Standards Tribunal