

STATE OF NEW HAMPSHIRE
DEPARTMENT OF LABOR
CONCORD, NEW HAMPSHIRE



V

Patel Dental Group of Upper Valley PLLC

DECISION OF THE HEARING OFFICER

Nature of Dispute: RSA 275:44 IV liquidated damages

Employer: Patel Dental Group of Upper Valley PLLC, 11 Eldridge St #300, Lebanon NH 03766

Date of Hearing: February 23, 2018

Case No.: 56637

BACKGROUND AND STATEMENT OF THE ISSUES

The claimant originally asserted, through the filing of her wage claim, that she was owed \$1,601.95 in unpaid wages, \$106.26 in unpaid overtime from 2016, and \$42.09 in unpaid overtime from 2018.

On January 10, 2018, the Department notified the claimant that overtime wages are the jurisdiction of the US Department of Labor and cannot be heard in this jurisdiction.

The claimant notified the Department that she received her regular wages from the employer but wished to add liquidated damages in an unspecified amount, to her claim.

At the hearing, the claimant explained that the liquidated damages sought are on the overtime wages from 2016, not her regular wages.

The employer denies the claimant was not paid for all time worked.

FINDINGS OF FACT

The claimant seeks liquidated damages on overtime wages.

As this Department does not have jurisdiction for the overtime wages claimed, RSA 275:44 IV does not apply to the overtime wages.

Therefore, this Department lacks jurisdiction in this matter.

DECISION

Based on the testimony and evidence presented, this Department lacks jurisdiction in this matter. .

Date of Decision: March 9, 2018

Original: Claimant
cc: Employer