



T 11-10-21

State of New Jersey

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
PO BOX 389
TRENTON, NEW JERSEY 08625-0389

Nicholas Menza, President and Individually, and
Amboy Floors Inc
381 Smith Street
Perth Amboy NJ 08861

October 12, 2021

Re: PC-98-0521-ROM
Dorchester School, Woodcliff Lake, NJ- Classroom Floor
Classroom Flooring installation
Woodcliff Lake Board of Education

Dear Nicholas Menza:

The Division of Wage and Hour Compliance conducted an inspection of your firm. It has been determined that you are in violation of Title 34 which provides that any person who violates any provision of the New Jersey Wage and Hour Law or regulations may be prosecuted, fined, and/or penalized. In addition, the Commissioner of Labor and Workforce Development has the authority to assess administrative fees based on the amount of wages assessed. As a result of our inspection, you may be liable for a Penalty or both a Penalty and Administrative Fee.

Under the provisions of N.J.S.A. 34:11-4.1, an employer is any individual, partnership, association, joint stock company, trust, corporation, the administrator or executor of the estate of a deceased individual, or the receiver, trustee, or successor of any of the same, employing any person in this State. For the purposes of this act the officers of a corporation and any agents having the management of such corporation shall be deemed to be the employers of the employees of the corporation.

Wages: If wages are assessed, the gross amount is listed on the attached Assessment Form.

Administrative Fee: If wages are assessed, an administrative fee is due. The fee is equal to a percentage of the amount of gross wages due employees and is based on your history of violations: 10% for the first violation, 18% for the second violation, and 25% for the third and subsequent violations.

Penalty: The attached Assessment Form provides a brief explanation of each violation, the section of law or regulation violated, and the penalty amount which has been assessed.

Respond to this Notice within 15 Days Following the Receipt of the Notice:

1. If you are not contesting this assessment, complete the bottom section of the Assessment Form and submit payment within 15 days following the receipt of the notice.
2. If you are contesting any portion of this assessment, you must submit a written request for a hearing. Complete the bottom section of the Assessment Form and return within 15 days following the receipt of the notice. We will schedule you for a hearing in Trenton and send you written notification regarding your hearing.

If you have questions about completing the attached form(s), contact this office Monday to Friday, 8:30 am to 4:30 pm.

cc: Flooring Central

Sincerely,



Marc Goldberg, Section Chief
Public Contracts Section
609-292-2259

7019-2280-0002-2576-2870

Assessment Form

Case No. PC-98-0521-ROM

Amboy Floors Inc

10/12/2021

Violation of New Jersey Statutes Annotated (N.J.S.A.) and/or New Jersey Administrative Code (N.J.A.C):

| Violation | Citation No. | Penalty |
|---------------------------------|----------------------------|---------------------------|
| Certified Payroll / Public Body | 34:11-56.33 / 12:60-5.1(c) | 1,000.00 (Violation/2nd) |

Assessments:

| | |
|----------------------------------|------------|
| Wages | \$0.00 |
| Administrative Fee (0% of Wages) | \$0.00 |
| Penalty | \$1,000.00 |

Instructions

- 1. Payment of Wages:** Pay employees directly and provide employees with a statement of deductions. Enter the deductions and net amount for each employee on the Wages Due Form. Submit copies of the cancelled employee checks and corresponding statement of deductions to this office as proof of payment. Any withholdings should be remitted to the proper taxing agencies.

If a former employee's check is returned to you as undeliverable, add "...or Commissioner of LWD" after the employee's name on the "Pay to the Order of" line. Forward the returned check and statement of deductions to the Division of Wage and Hour Compliance to be held in trust for that employee. Include case number on each check.

- 2. Payment of the Administrative Fee and/or Penalty:** Make check payable to the Commissioner of Labor and Workforce Development. Include case number on check.
- 3. Check the appropriate box below and detach bottom portion of form.** Mail completed forms, cancelled employee checks and corresponding statement of deductions, and payment to:

Division of Wage and Hour Compliance
 PO Box 389
 Trenton, NJ 08625-0389
 Fax (609) 695-1174

-----X-----**Detach and Return to Division of Wage and Hour Compliance**-----X-----
 Case No. PC-98-0521-ROM 10/12/2021

Nicholas Menza, President and Individually, and
 Amboy Floors Inc
 381 Smith Street
 Perth Amboy NJ 08861

- I am submitting payment for the Administrative Fee and/or Penalty. If wages are due, I have paid employees directly and provided employees with a statement of deductions. I have completed the Wages Due Form listing the deductions and net amount for each employee. I am submitting copies of the cancelled employee checks and corresponding statement of deductions as proof of payment. Any withholdings have been remitted to the proper taxing agencies.
- I am contesting the Wages, Administrative Fee, and/or Penalty, and I am requesting a hearing to discuss my case because (explain briefly):

Print Name: _____

Phone: _____

Title: _____

Fax: _____

Signature: _____

Date: _____

Email: _____



State of New Jersey

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
PO BOX 389
TRENTON, NEW JERSEY 08625-0389

Xiomara Menza, Vice-President and Individually, and
Amboy Floors Inc
381 Smith Street
Perth Amboy NJ 08861

October 12, 2021

Re: PC-98-0521-ROM
Dorchester School, Woodcliff Lake, NJ- Classroom Floor
Classroom Flooring installation
Woodcliff Lake Board of Education

Dear Xiomara Menza:

The Division of Wage and Hour Compliance conducted an inspection of your firm. It has been determined that you are in violation of Title 34 which provides that any person who violates any provision of the New Jersey Wage and Hour Law or regulations may be prosecuted, fined, and/or penalized. In addition, the Commissioner of Labor and Workforce Development has the authority to assess administrative fees based on the amount of wages assessed. As a result of our inspection, you may be liable for a Penalty or both a Penalty and Administrative Fee.

Under the provisions of N.J.S.A. 34:11-4.1, an employer is any individual, partnership, association, joint stock company, trust, corporation, the administrator or executor of the estate of a deceased individual, or the receiver, trustee, or successor of any of the same, employing any person in this State. For the purposes of this act the officers of a corporation and any agents having the management of such corporation shall be deemed to be the employers of the employees of the corporation.

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Penalty: The attached Assessment Form provides a brief explanation of each violation, the section of law or regulation violated, and the penalty amount which has been assessed.

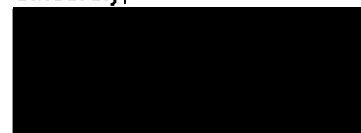
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cc: Flooring Central

Sincerely,



Marc Goldberg, Section Chief
Public Contracts Section
609-292-2259

Assessment Form

Case No. PC-98-0521-ROM

Amboy Floors Inc

10/12/2021

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| Violation | Citation No. | Penalty |
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| Certified Payroll / Public Body | 34:11-56.33 / 12:60-5.1(c) | 1,000.00 (Violation/2nd) |

Assessments:

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| Wages | \$0.00 |
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Division of Wage and Hour Compliance
 PO Box 389
 Trenton, NJ 08625-0389
 Fax (609) 695-1174

-----✂-----**Detach and Return to Division of Wage and Hour Compliance**-----✂-----
 Case No. PC-98-0521-ROM 10/12/2021

Xiomara Menza, Vice-President and Individually, and
 Amboy Floors Inc
 381 Smith Street
 Perth Amboy NJ 08861

- I am submitting payment for the Administrative Fee and/or Penalty. If wages are due, I have paid employees directly and provided employees with a statement of deductions. I have completed the Wages Due Form listing the deductions and net amount for each employee. I am submitting copies of the cancelled employee checks and corresponding statement of deductions as proof of payment. Any withholdings have been remitted to the proper taxing agencies.
- I am contesting the Wages, Administrative Fee, and/or Penalty, and I am requesting a hearing to discuss my case because (explain briefly):

Print Name: _____

Phone: _____

Title: _____

Fax: _____

Signature: _____ Date: _____

Email: _____

Assessment Form

Case No. PC-98-0521-ROM

Amboy Floors Inc

10/12/2021

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Division of Wage and Hour Compliance
PO Box 389
Trenton, NJ 08625-0389
Fax (609) 695-1174

-----X-----**Detach and Return to Division of Wage and Hour Compliance**-----X-----

Case No. PC-98-0521-ROM

10/12/2021

Xiomara Menza, Vice-President and Individually, and
Amboy Floors Inc
381 Smith Street
Perth Amboy NJ 08861

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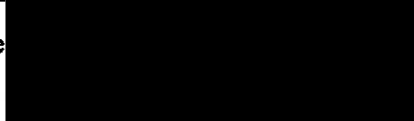
I am contesting the Wages, Administrative Fee, and/or Penalty, and I am requesting a hearing to discuss my case because (explain briefly):

Print Name: Xiomara Menza

Phone: 732-718-1084

Title: V-President

Fax: 732-442-3694

Signature: 

Date: 10/26/21

Email: XMENZA@amboyfloors.com



State of New Jersey

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
PO BOX 389
TRENTON, NEW JERSEY 08625-0389

October 12, 2021

Mitchell Nogueras, President
Flooring Central
PO Box 103
Perth Amboy NJ 08862

Re: PC-98-0521-ROM
Amboy Floors Inc
Dorchester School, Woodcliff Lake, NJ- Clas
Classroom Flooring instalation

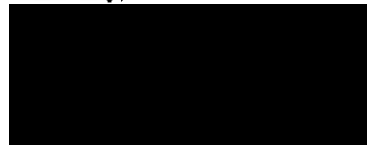
Dear Mitchell Nogueras:

Please be advised that your subcontractor on the above-referenced public works project may be in violation of the New Jersey Prevailing Wage Act (N.J.S.A. 34:11-56.25 et seq.).

This office has conducted an inspection of the subcontractor's records, and the preliminary finding indicates possible violations. The subcontractor has not yet had the opportunity to respond to our preliminary findings, and a final determination will be made after all of the necessary information has been gathered. You are being advised of this matter because, as the general contractor on a public works project, you may be held liable for the attached assessment against your subcontractor, if your subcontractor fails to comply with the provisions of the Prevailing Wage Act.

If you have any questions or need additional information regarding this matter, do not hesitate to contact me. Lastly, if you have any information which you feel may be helpful in resolving or investigating this matter, please forward it to my attention immediately.

Sincerely,



Marc Goldberg, Section Chief
Public Contracts Section
609-292-2259

Attachment: Assessment Letter to Subcontractor

New Jersey is an Equal Opportunity Employer



DIVISION OF WAGE AND HOUR COMPLIANCE
PUBLIC CONTRACTS SECTION
(609) 292-2259/2283 * FAX (609) 695-1174 * www.nj.gov/labor

7019-2280-0002-2576-2894