State of New Jersey

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
P.O. BOX 389, TRENTON, NEW JERSEY 08625-0389

[redacted], President and Individually, and
Premier Building & Construction Management Inc
68 Hiawatha Ct
Midland Park NJ 07432

March 10, 2023

Re: PC-79-0323-COH
New Bridge Medical Center Gymnasium
Gymnasium Renovation to office space
Bergen County Improvement Authority

Dear [redacted]:

The Wage and Hour Division and Contract Compliance conducted an inspection of your firm. It has been determined 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 back wages, liquidated damages, and misclassification penalty 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.

Total Monies Due Employees: *These monies are due directly to Employees.*

Back Wages: If back wages are assessed, the gross back wages due amount is listed on the attached Monies Due Employees Form. Gross back wages **are** subject to tax deductions.

Liquidated Damages: If liquidated damages are assessed, the amount is listed on the attached Monies Due Employees Form. Liquidated Damages cannot exceed 200% of gross back wages due and are **not** subject to tax deductions.

Misclassification Penalty: Pursuant to N.J.S.A. 34:1A-1.18, a misclassification penalty is assessed for each worker not properly classified as an employee. If a misclassification penalty is assessed, the amount is listed on the attached Monies Due Employees Form. The penalty is based up to 5% of the misclassified worker's gross back wages for the past 12 months and is **not** subject to tax deductions.

Administrative Fee: If back wages, liquidated damages or misclassification penalty are assessed, an administrative fee is due. The fee is equal to a percentage of total monies 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 of the above Date:

1. If you are not contesting this assessment, complete the bottom section of the Assessment Form and submit payment within 15 days of the above date.
2. If you are contesting any portion of this assessment, you must submit a written request for a telephone conference. Complete the bottom section of the Assessment Form and return within 15 days of the above date. A Division Representative will contact you by telephone to hold an informal conference to discuss your case. If your case cannot be resolved over the telephone, we will schedule you for a hearing in Trenton and send you written notification regarding your hearing.

If you have questions contact this office Monday to Friday, 8:30 am to 4:30 pm.

Sincerely,

Toni Longo, Assistant Director
Division of Wage and Hour Compliance
609-292-3360

Assessment Form

Case No. PC-79-0323-COH Premier Building & Construction Management Inc 3/10/2023

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

Violation	Citation No.	Penalty
Records - Incomplete Records	34:11-56a20 / 12:56-4.1	$2,750.00 *(11 wks x $250)*
Records - Earned Sick Leave	34:11D-6	$3,500.00 *(14 ee's x $250)*
Failing to Properly Classify Employees	34:1A-1.18	$0.00 *(misclass audit)*
Unpaid Wages / Late Payment	34:11-4.2	$5,500.00 *(22 wks x $250)*
Failure to Pay Prevailing Wage	34:11-56.27	$16,500.00 *(22 wks x $750)*
Records - Inaccurate Certified Payroll	34:11-56.29 / 12:60-2.1	$11,000.00 *(22 wks x $500)*
Prevailing Wage Rates Not Posted	34:11-56.32	$500.00 *(Violation/1st offense)*
Certified Payroll / Public Body	34:11-56.33 / 12:60-5.1(c)	$500.00 *(Violation/1st offense)*
Obstruction / Hindering	34:11-56.35	$22,000.00 *(22 wks x $1000)*
Improper Classification Construction Workers	34:20-5	$32,500.00 *(2 ee's & 11 wks x $2500)*

Assessments:

Total Monies due Employees		$79,653.21
Back Wages	$78,777.59	
Liquidated Damages	$0.00	
Misclassification Penalty	$875.62	
Administrative Fee (10% of Total Monies)		$7,965.32
Penalty		$94,750.00

Instructions

1. **Payment of Total Monies due Employees**: Pay employees directly. For gross back wages due, provide employees with a statement of deductions. Any withholdings should be remitted to the proper taxing agencies. Liquidated Damages and Misclassification Penalty are not subject to tax deductions. Submit copies of all payments to employee (cancelled checks) and corresponding statement of deductions to this office as proof of payment.

   If a former employee's check is returned to you as undeliverable, forward the returned check and statement of deductions to the Wage and Hour Division and Contract Compliance to be held in trust for that employee. Include case number on check.

2. **Payment of 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:** Mail completed forms, cancelled employee checks, corresponding statement of deductions, and payment to:

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

☐ I am submitting payment for the Administrative Fee and/or Penalty. If any monies are due employees, I have paid employees directly as per the above instructions. 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 above Assessments and I am requesting a telephone conference to discuss my case because (explain briefly):

Print Name: _____ Phone: _____

Title: _____ Fax: _____

Signature: _____ Date: _____ Email: _____

Monies Due Employees Form

[redacted], President and Individually, and
Premier Building & Construction Management Inc
68 Hiawatha Ct
Midland Park NJ 07432

Case No.: PC-79-0323-COH
3/10/2023

If any employee's personal information is missing or incorrect, please provide missing information and/or make the necessary corrections. If the last four digits of the SSN is missing or incorrect, provide the entire SSN.

Pay employees directly. For gross back wages due, provide employees with a statement of deductions. Any withholdings should be remitted to the proper taxing agencies. Liquidated Damages and Misclassification Penalty are not subject to tax deductions. Submit copies of all payments to employee (cancelled checks) and corresponding statement of deductions to this office as proof of payment.

Employee Name and Mailing Address	SSN	Monies Due Employee
1. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $15,860.53 Liquidated Damages: $0.00 Misclass Penalty: $875.62 **Total Monies Due: $16,736.15**
2. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $247.81 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $247.81**
3. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $5,454.31 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $5,454.31**
4. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $2,734.05 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $2,734.05**
6. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $361.29 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $361.29**
7. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $479.92 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $479.92**
8. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $5,097.56 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $5,097.56**

[redacted], President and Individually, and
Premier Building & Construction

Case No. PC-79-0323-COH
3/10/2023

Employee Name and Mailing Address	SSN	Monies Due Employee
9. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $582.49 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $582.49**
10. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $41,699.08 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $41,699.08**
11. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $5,014.55 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $5,014.55**
12. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $165.22 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $165.22**
13. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $41.06 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $41.06**
14. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $1,039.72 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $1,039.72**

Total Gross Back Wages Due: $78,777.59

Total Liquidated Damages Due: $0.00

Total Misclass Penalty Due: $875.62

Total Monies Due Employees: $79,653.21

State of New Jersey

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
P.O. BOX 389, TRENTON, NEW JERSEY 08625-0389

[redacted], President and Individually, and
Premier Building & Construction Management Inc
68 Hiawatha Ct
Midland Park NJ 07432

May 12, 2025

Re: PC-140-0325-FIS
#62 Renovation of Locker Room to SGI Space at Heights Elem
Locker Room Renovation
Oakland Board of Education

Dear [redacted]:

The Division of Wage and Hour Compliance conducted an inspection of your firm. It has been determined 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 back wages, liquidated damages, and misclassification penalty 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.

Total Monies Due Employees: *These monies are due directly to Employees.*

Back Wages: If back wages are assessed, the gross back wages due amount is listed on the attached Monies Due Employees Form. Gross back wages **are** subject to tax deductions.

Liquidated Damages: If liquidated damages are assessed, the amount is listed on the attached Monies Due Employees Form. Liquidated Damages cannot exceed 200% of gross back wages due and are **not** subject to tax deductions.

Misclassification Penalty: Pursuant to N.J.S.A. 34:1A-1.18, a misclassification penalty is assessed for each worker not properly classified as an employee. If a misclassification penalty is assessed, the amount is listed on the attached Monies Due Employees Form. The penalty is based up to 5% of the misclassified worker's gross back wages for the past 12 months and is **not** subject to tax deductions.

Administrative Fee: If back wages, liquidated damages or misclassification penalty are assessed, an administrative fee is due. The fee is equal to a percentage of total monies 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 of the above Date:

1. If you are not contesting this assessment, complete the bottom section of the Assessment Form and submit payment within 15 days of the above date.
2. If you are contesting any portion of this assessment, you must submit a written request for a telephone conference. Complete the bottom section of the Assessment Form and return within 15 days of the above date. A Division Representative will contact you by telephone to hold an informal conference to discuss your case. If your case cannot be resolved over the telephone, we will schedule you for a hearing in Trenton and send you written notification regarding your hearing.

If you have questions contact this office Monday to Friday, 8:30 am to 4:30 pm.

Sincerely,

William Kiss, Section Chief
Public Contracts Section
609-292-2259

Assessment Form

Case No. PC-140-0325-FIS | Premier Building & Construction Management Inc | 5/12/2025

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

Violation	Citation No.	Penalty
Records - Earned Sick Leave	34:11D-6	$1,000.00 *(2nd Viol $500x2 ee's)*
Unpaid Wages / Late Payment	34:11-4.2	$500.00 *(2nd Violation)*
Failure to Pay Prevailing Wage	34:11-56.27	$1,000.00 *(2nd Violation)*
Records - Inaccurate Certified Payroll	34:11-56.29 / 12:60-2.1	$2,500.00 *(2nd Viol $500x5weeks)*

Assessments:

Total Monies due Employees		$741.62
Back Wages	$741.62	
Liquidated Damages	$0.00	
Misclassification Penalty	$0.00	
Administrative Fee (18% of Total Monies)		$133.49
Penalty		$5,000.00

Instructions

1. **Payment of Total Monies due Employees**: Pay employees directly. For gross back wages due, provide employees with a statement of deductions. Any withholdings should be remitted to the proper taxing agencies. Liquidated Damages and Misclassification Penalty are not subject to tax deductions. Submit copies of all payments to employee (cancelled checks) and corresponding statement of deductions to this office as proof of payment.

   If a former employee's check is returned to you as undeliverable, forward the returned check and statement of deductions to the Wage and Hour Division and Contract Compliance to be held in trust for that employee. Include case number on check.

2. **Payment of 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:** Mail completed forms, cancelled employee checks, corresponding statement of deductions, and payment to:

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

q I am submitting payment for the Administrative Fee and/or Penalty. If any monies are due employees, I have paid employees directly as per the above instructions. 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.

q I am contesting the above Assessments and I am requesting a telephone conference to discuss my case because (explain briefly):

Print Name: _____ Phone: _____

Title: _____ Fax: _____

Signature: _____ Date: _____ Email: _____

Monies Due Employees Form

[redacted], President and Individually, and
Premier Building & Construction Management Inc
68 Hiawatha Ct
Midland Park NJ 07432

Case No.: PC-140-0325-FIS
5/12/2025

If any employee's personal information is missing or incorrect, please provide missing information and/or make the necessary corrections. If the last four digits of the SSN is missing or incorrect, provide the entire SSN.

Pay employees directly. For gross back wages due, provide employees with a statement of deductions. Any withholdings should be remitted to the proper taxing agencies. Liquidated Damages and Misclassification Penalty are not subject to tax deductions. Submit copies of all payments to employee (cancelled checks) and corresponding statement of deductions to this office as proof of payment.

Employee Name and Mailing Address	SSN	Monies Due Employee
2. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $539.36 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $539.36**
3. [redacted] Employee No. [redacted]	XXX-XX-	Gross Back Wages: $202.26 Liquidated Damages: $0.00 Misclass Penalty: $0.00 **Total Monies Due: $202.26**

Total Gross Back Wages Due: $741.62

Total Liquidated Damages Due: $0.00

Total Misclass Penalty Due: $0.00

Total Monies Due Employees: $741.62

State of New Jersey

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

NOTICE OF DENIAL

October 9, 2025

[redacted]
Premier Building & Construction Management
68 Hiawatha Ct.
Midland Park, NJ 07432

Re: PWCR Denial
Employer No.:721918
Case No.: PC-624-1025-CRV

Dear Applicant:

This serves as notice, pursuant to New Jersey Public Works Contractor Registration Act, N.J.S.A. 34:11-56.56 that this department is denying your contractor registration application. Please be advised that N.J.S.A. 34:11-56.51 states "No contractor or subcontractor . . . shall engage in the performance of any public work . . . unless the contractor or subcontractor is registered pursuant to that act."

The Department is basing its decision to deny your contractor registration application on your failure to comply with N.J.A.C. 12:62-2.1, which states, in relevant part:

> *"An applicant shall fully and accurately complete all relevant parts of the Application for Public Works Contractor Registration. Failure to provide a complete application shall result in rejection." [N.J.A.C. 12:62-2.1(e)]*

> *"If the applicant knowingly supplies incomplete or inaccurate information to the Department in connection with his or her application, he or she shall be disqualified under these rules, barred from reapplying for registration for a period of up to one year from the date of notice of disqualification, and may be subject to other penalties described in N.J.A.C. 12:62-2.3, 2.4 and 2.5." [N.J.A.C. 12:62-2.1(g)]*

The facts supporting the Department's decision are currently as follows:

- **The applicant failed to acknowledge:** Prior New Jersey Wage and Hour violation and company's voluntary prohibition

Pursuant to N.J.A.C. 12:62-2.1(g), your company is **prohibited from reapplying for contractor registration for a period of 1 year.**

Pursuant to N.J.A.C. 12:62-2.5, the Commissioner may impose a monetary penalty if a contractor or subcontractor has "Failed to provide all information requested by the Department pursuant to N.J.A.C. 12:62-2.1(c) . . ." [N.J.A.C. 12:62-2.4]. Accordingly, **a penalty of $2,500.00 has been assessed,** under case number PC-624-1025-CRV

You have an opportunity for a hearing to contest these actions in accordance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq. and the Uniform Administrative Procedure Rules, N.J.A.C. 1:1.

All requests for hearing shall be filed within 15 business days from the date of receipt of this notice. The Commissioner or their designee shall issue the final decision in accordance with the applicable provisions of the Administrative Procedure Act and the Uniform Administrative Procedure Rules.

All requests for hearing shall be in writing and shall be directed to the following address:

Mail:
NJ Dept. of Labor & Workforce Development
Wage & Hour Division and Contract
Compliance PO Box 389
Trenton, NJ 08625-0389

Alternatively, you may request a hearing by way of **email** to WHPublicContracts@dol.nj.gov

In the absence of a timely request for a hearing, the determination of the Department shall be deemed the final administrative action in the given matter.

Any contractor who has their registration denied, suspended or revoked for the reasons enumerated in this notice shall also not be permitted to engage in prevailing wage work nor perform prevailing wage work for which a bid has been submitted, and which is under review.

All requests for hearing shall be reviewed by the Wage & Hour Division and Contract Compliance in order to determine whether the dispute can be resolved at an informal settlement conference. If the review indicates that an informal settlement conference is warranted, such conference shall be scheduled. If a settlement cannot be reached, the case shall be forwarded to the Office of Administrative Law for a formal hearing. Please be guided accordingly.

Sincerely,

David A. Biglin, Deputy Assistant Commissioner
Department of Labor and Workforce Development
Division of Wage & Hour Division Compliance