

proposed findings and recommendations without further review. *See Thomas v. Arn*, 474 U.S. 140, 149-50 (1985).

To date no objections have been filed. The time to file objections has expired. Accordingly, the Court **ADOPTS** the Report and Recommendation.

1. The Court **GRANTS** the Secretary's Motion for Adjudication of Civil Contempt against Superior Ventures Unlimited, LLC and its owner Miranda Barajas-Brazil (ECF No. 11).

2. The Court **HOLDS** Superior Ventures Unlimited, LLC and Miranda Barajas-Brazil in civil contempt of court for failing to comply with an administrative subpoena;

3. Superior Ventures Unlimited, LLC must produce all documents responsive to the administrative subpoena within ten business days of the receipt of this Order. The U.S. Marshal must serve Superior Ventures and its owner with this Order within seven days and must timely file proof of service.

4. If Superior Ventures Unlimited, LLC and Miranda Barajas-Brazil do not comply with this Order and purge their civil contempt, they must pay \$250.00 per day for every day they have failed to produce the documents. The financial obligation is imposed jointly and severally. The financial obligation begins eleven days after service of this order by U.S. Marshal and continues until they comply with this Order;

5. The Court finds the statute of limitations in 29 U.S.C. § 255 tolled as of September 29, 2022, the date Superior Ventures Unlimited, LLC first failed to respond to the administrative subpoena, for a period of ninety days after Superior Ventures has produced all documents responsive to the administrative subpoena *duces tecum*.

IT IS SO ORDERED.

Date: January 5, 2024

/s/ Paul L. Maloney
Paul L. Maloney
United States District Judge