Byrnes

### H-2B Application for Temporary Employment Certification Form ETA-9142B U.S. Department of Labor



IMPORTANT: Employers and authorized preparers must read the general instructions carefully before completing the Form ETA-9142B. A copy of the instructions can be found at the Office of Foreign Labor Certification's website at <a href="https://www.dol.gov/agencies/eta/foreign-labor">https://www.dol.gov/agencies/eta/foreign-labor</a>. If you are not submitting this electronically, please complete <a href="https://www.dol.gov/agencies/eta/foreign-labor">ALL</a> required fields/items containing an asterisk (\*) and any fields/items where a response is conditional as indicated by the section(§) symbol.

A. H-2B Application Visa Cap Estimate	es					
1. Of the total number of H-2B workers requested under Section B Item 4 of this application, estimate the number of H-2B workers the employer anticipates will be cap-subject and cap-exempt						
from the H-2B numerical visa cap.*			b. Cap-Exempt	6		
B. Temporary Need Information						
Job Title * Installation, Maintenance,	and Repair Workers, All Of	ther				
2. SOC Code* <sub>49-9099.00</sub>	3. SOC Occupation Title		rkers All Other			
4. Number of 6	5. Begin Date * (mm/dd/yyyy) 1/7/2025	16	End Date * /mm/dd/yyyy) 4/11/2025			
Workers *  7. Nature of Temporary Need (Choose of	(**************************************	(	пшиалуууу)			
	_		:			
Seasonal Peakload  8. Statement of Temporary Need * (Mus	☐ One-Time Occur		rmittent			
C. Employer Information						
Legal Business Name * Morning Misi	Sprinklers & Landscaping	(W-Lan)				
2. Trade Name/Doing Business As (DE	BA), ifapplicable§					
3. Address 1*811 W 149th Avenue						
4. Address 2 (apartment/suite/floor and numb	per) §					
5. City *Broomfield		6. State *Colorado	7. Postal Code	e*80603		
8. Country * United States Of America		9. Province §	•			
10. Telephone Number * +1 (303) 451-	9630	11. Extension §				
12. Federal Employer Identification Nu	imber (FEIN from IRS) *	13. NAICS Code*	56173			
D. Employer Point of Contact Informati	ion					
The information contained in this section must be tha The information in this section <u>must be different</u> from	t of an employee of the employer w					
Contact's Last (family) Name *	2. First (given)	) Name *	3. Middle Name(s	s) §		

Greg



H-2B Application for Temporary Employment Certification
Form ETA-9142B
U.S. Department of Labor

Contact's Job Title *     President							
5. Address 1* 811 W 149th Avenue							
6. Address 2 (apartment/suite/floor and r	number) §						
7. City * Broomfield				8. State Colorade		9. Posta 80603	l Code*
10. Country * United States Of America				11. Pro	vince§		
12. Telephone Number * +1 (303) 451-9630	13. Extension	n §	14. Busine gmmsprinkl				
Attorney or Agent Information (If applicable)							
Indicate the type of representation     Complete the remainder of this s					olication.*	☐ Atto	rney 🗹 Agent 🖵 None
2. Attorney or Agent's Last (family)	· ·		irst (given)	Name §		4. Midd	e Name(s) §
Ahl		Brad	ley			N.	
5. Address 1 § 32450 Hwy. 257							
6. Address 2 (apartment/suite/floor and r Suite B	number) <b>§</b>						
7. City § 8. State § 9. Postal Code § Windsor Colorado 80550							
10. Country § United States Of America							
12. Telephone Number § +1 (970) 686-6068	13. Extension	n §	14. Law F h2b@labors		ess Email Addinc.com	dress§	
15. Law Firm/Business Name § 16. Law Firm/Business FEIN §							
Labor Solutions, Inc.							
If "Attorney" is marked in question E.1, complete questions 17 to 19 below.							
17. State Bar Number(s) § 18. State of highest court where attorney is in good standing §							
19. Name of the highest state court where attorney is in good standing §							
If "Agen	t" is marked i	n qu	estion E.1, c	omplete	questions 20	) and 21 b	elow.
20. Is a copy of the current agreem to represent the employer in th				nonstratir	ng the agent's	authority	☑ Yes ☐ No
21. Is a copy of the agent's current (MSPA) Certificate of Registrat authorized to perform attached	ion identifying	thefa	arm labor coi				Yes No V N/A

Form ETA-9142B

Case Status: Full Certification

FOR DEPARTMENT OF LABOR USE ONLY
Page 2 of 6

Ill Certification
Determination Date: 11/18/2024
Validity Period: 1/7/2025
to 4/11/2025

### H-2B Application for Temporary Employment Certification Form ETA-9142B U.S. Department of Labor



F. Employment and Wag	e <b>I</b> nformation	1					
a. Job Opportunity and M		•					
Indicate whether a constitution satisfying the requires				lication.*	, ,	<b>☑</b> Ye	s 🗖 No
Name of the State * Colorado				3	. Date Job C	Order 10/24/2024	
4. Job Duties – Descrip (All job duties must be disconsily job duties typically excavation and grading construction materials, to organizing the materials wreaths, or garlands. Lat the preparation of hardscresponsibilities during wind blowing to clear the snow and debris, and ensuring based on the type of conthey are involved in, such	closed on this form prepare considered the land by sols, and equipon worksite. Vectorers may be cape elements on the rist to remove and create so tools and equiports and create so tools and equiports.	n. One separate attachmer under the control of t	nent will be accepted aring debris, ron and tools and he work area, by involve the fely installing a ground for passways, pathwaving surfaces, y stored at the tial, commerce	tedto fully commoning of the place ter loading a installation and maintathways, pays, and or Cleaning end of the	nporary barri nd unloading n of seasonal aining these atios, and rei utdoor areas , maintenanc e day. Speci	iers to prevent eros materials by hand I decorations like hadecorations. Laborations. Snow taining walls. Snow which involve show the and sweeping, resific duties of labore	sion, moving and oliday lights, ers assist in removal reling, snow emoving trash rs can vary
E Anticipated days and	l h a a f a	k manusak (			.*	C. Harring and a	ah adula *
5. Anticipated days and 40 a. Total Hou		c. Monday 8	e. Wednesd		g.Friday	6. Hourly works	☑ AM
0 b. Sunday	8	d. Tuesday 8	f. Thursday	0	h. Saturday	b. <u>4</u> : <u>00</u>	□ AM · ☑ PM
7. Education: minimum U  ✓ None ☐ High School			lor's 🗖 Mast	ter's 🗖 D	octorate (Ph	D) 🗖 Other degre	e (JD, MD, etc.
8. Training: number of		<del></del>		•		months required.*	+
10. Supervision: does the work of other em		ıpervise ☐ Yes 〔				), enter the number rill supervise <b>.§</b>	
11. Special Requiremen Lift and sustain 50 lbs. No						equirements of the j	ob.*
b. Place of Employment	and Wage In	formation					
Worksite Address *     811 W 149th Avenue	e						
2. Worksite Address § (		loor and number)					

FOR DEPARTMENT OF LABOR USE ONLY
Page 3 of 6

Ill Certification
Determination Date: 1/1/8/2024
Validity Period: 1/7/2025
to 4/11/2025 Form ETA-9142B

3. City \*

Broomfield

4. State \* Colorado

5. Postal Code\* 80603

### H-2B Application for Temporary Employment Certification Form ETA-9142B



### U.S. Department of Labor

6. County * Adams 7. Metropolitan Statistical Area (MSA) Name/OES Area Title * Denver-Aurora-Lakewood, CO							
8a. Basic Wage Rate Paid *	8b. Per (Choose only one) *						
From: \$ 25 .55 To: \$ 26	. 00 Hour Week D Bi-Weekly						
□ Month □ Year □ Piece Rate							
8c. Are overtime hours available for this job opportunity at any work locations for the 9142B and Appendix A?*							
☑ Yes ☐ No							
8d. Wage Rate Range for Overtime Pay §							
From: \$38 . 33 To: \$39 . 00							
9. Additional conditions about the wage rate to be paid at any work locations §							
Possible raises, bonuses, or incentives	dependent on tenure w/company, experience	, or job performance.					
L	ailing Wage Determination (PWD) Information						
10. 1st PWD Case Number * 10a. P-400-24242-301748	2nd PWD Case Number § 10b. 3rd PWD Ca	ase Number §					
11. If a valid PWD has <u>not</u> been obtained due indicate whether a completed Form ETA-9	o an emergency situation under 20 CFR 655.17, 41 is attached to this application. §	☐ Yes ☐ No ☑ N/A					
. Additional Place of Employment and Wage Information							
Will work be performed at worksite location	ns other than the one identified in Section F.b.?*	☑ Yes ☐ No					
<ol><li>If "Yes" is marked in question F.c.1, indica this application. §</li></ol>	e whether a completed <b>Appendix A</b> is attached to	☑ Yes ☐ No					
. Other Material Terms and Conditions of the Job Offer							
1. Daily Transportation: Workers will be provided with daily transportation to and from the worksite in compliance with all applicable Federal, State and local laws and regulations. *							
2. On-the-Job Training Available: Workers will be provided with on-the-job training to perform the duties assigned. *							
3. Employer-Provided Tools and Equipment: Workers will be provided, without charge or deposit charge, all tools, supplies, and equipment required to perform the duties assigned. *							
4. Board, Lodging, or Other Facilities: Workers will be provided with board, lodging, or other facilities and/or the employer will assist workers in securing board, lodging, or other facilities. *							
5. <b>Deductions From Pay</b> : State all deduction(s) from pay and, if known, the amount(s). * All deductions required by law will be made from employees pay.							
. Recruitment Information							
1. Telephone Number to Apply * +1 (303) 451-9630	Email Address to Apply *     gmmsprinkler07@aol.com						
3. Website address (URL) to Apply* N/A							
G. Other Supporting Documentation							
1. Type of Employer Application (Choose only o	ne)* ☑ Individual Employer ☐ Joint Empl	oyer ( <i>e.g.</i> , Job Contractor)					
	ertificate of Registration identifying the farm labor zed to perform attached to this application?*	☐ Yes ☐ No ☑ N/A					
If "Joint Employer" (e.g. Job Contractor) is marked in question G.1, complete questions 3 and 4 below.							

Form ETA-9142B

### H-2B Application for Temporary Employment Certification Form ETA-9142B U.S. Department of Labor



	3. Indicate whether a completed <b>Appendix D</b> identifying employer-client for a job contractor) has been included.		☐ Yes	□ No
	<ol> <li>If a job contractor, indicate whether an executed conjob contractor and the employer-client establishing a bounder this application.</li> </ol>		Yes	☑ No ☐ N/A
	Foreign	Labor Recruiter Information		
	<ol> <li>Is the employer, and its attorney or agent, as applica agent(s) or recruiter(s) in the recruitment of prospect such agent(s) or recruiter(s) is (are) located in the U.</li> </ol>	ive H-2B workers, regardless of whether	☑ Yes	□ No
	<ol> <li>Indicate whether a copy of all agreements with any age planning to engage in the recruitment of H-2B worker</li> </ol>		Yes	□ No □ N/A
	7. Indicate whether a completed <b>Appendix C</b> providing entities hired by or working for the agent or recruiters of the agents or employees of those persons and en	subject to the agreement(s), including any	☑ Yes	□ No □ N/A
r	Lectaration of Employer and Attorney/Agent accordance with Federal regulations, the employer(s) must attest to about certification from the U.S. Department of Labor. Applications that fail	ide by certain terms, assurances, and obligations as a cond to attach Appendix B will not be certified by the Department.	lition for rec	eiving a temporary
	<ol> <li>Please confirm that you have read and agree to all th obligations contained in Appendix B and have attach with this application.*</li> </ol>		✓ Yes	□ No
	<ol> <li>Please confirm that the joint employer (e.g. employer Appendix D has read and agrees to all the applicable ter Appendix B and has attached a separate signed and defended</li> </ol>	rms, assurances, and obligations contained in	☐ Yes	□ No ☑ N/A
C	Preparer complete this section if the preparer of this application is a person other that gent) of this application.	an the one identified in either Section D (employer point of co	ntact) or Se	ction E (attorney or
	1. Last (family) Name §	2. First (given) Name §	3. N	liddle Initial §
	4. Law Firm/Business FEIN § 5. Law Firm/Business I	Name §	-	

For public burden statement information, please see Form ETA-9142B General Instructions.

FOR DEPARTMENT OF LABOR USE ONLY Page 5 of 6 Case Status: Full Certification Determination Date: 11/18/2024 Validity Period: 1/7/2025 to 4/11/2025 H-2B Case Number: H-400-24298-431361

6. Law Firm/Business Email Address §

### H-2B Application for Temporary Employment Certification ETA Form 9142B U.S. Department of Labor



### •

### ADDENDUM Section B.8: Statement of Temporary Need

ADDENDUM FOR SECTION B.8: STATEMENT OF TEMPORARY NEED

NTRODUCTION

BUSINESS HISTORY:

MORNING MIST SPRINKLERS & LANDSCAPING LOCATED IN BROOMFIELD, CO WAS ESTABLISHED IN 1990, WE ARE A FAMILY RUN BUSINESS THAT SPECIALIZES IN RESIDENTIAL AND COMMERCIAL LANDSCAPE MAINTENANCE, WE PROVIDE WEEKLY LAWN MOWING AND EDGING, WATER MANAGEMENT, IRRIGATION INSTALLATION, AND SPRINKLER REPAIRS, OUR CUSTOMER RELATIONSHIPS ARE VERY IMPORTANT TO US. WE TAKE THE TIME TO EDUCATE OUR CUSTOMERS ON HOW A SPRINKLER SYSTEM SHOULD BE SET UP; WE EDUCATE CUSTOMERS ON PROPER WATERING SCHEDULES, ENSURING CUSTOMER SATISFACTION WITH ALL OF OUR SERVICES, WE HAVE BEEN INSTALLING AND SERVICING SPRINKLERS FOR OVER 30 YEARS, AND MOST OF OUR ORIGINAL CUSTOMERS ARE STILL OUR CUSTOMERS TODAY.

### BUSINESS ACTIVITIES:

OUR BUSINESS ACTIVITIES INCLUDE HARDSCAPES, PAVER PATIOS AND WALKWAYS, RETAINING WALLS, NEW LANDSCAPING CONSTRUCTION, INSTALLATION OF SPRINKLER SYSTEMS (INCLUDING REPAIRS), PLANTING TREES AND SHRUBS, SOD INSTALLATION, CONCRETE LAWN CURBING, DECORATIVE ROCK AND BOULDER PLACEMENT, LAWN MAINTENANCE (WEEKLY MOWING, TRIMMING TREES AND SHRUBS, YARD CLEAN-UP, SNOW REMOVAL, AND WINTER LANDSCAPE MAINTENANCE).

NATURE OF OPERATIONS

THERE ARE THREE PHASES TO WINTER CONSTRUCTION LABOR PROJECTS.

FALL MONTHS:

FALL CONSTRUCTION LABORER DUTIES INVOLVE COMPLETION OF OUR SUMMER CONSTRUCTION PROJECTS AND PREPARING FOR WINTER ONES, THIS PERIOD IS THE RECOMMENDED TIME TO PRUNE BUSHES AND TREES AND REPLACEMENT TREES CAN BE TRANSPLANTED DURING FALL MONTHS, BUT CAREFUL PLANNING MUST TAKE PLACE

PRUNING AND TRIMMING: WINTER IS AN EXCELLENT TIME TO PRUNE AND TRIM TREES AND SHRUBS WHILE THEY ARE DORMANT, PROPER PRUNING TECHNIQUES HELP MAINTAIN THE HEALTH AND SHAPE OF PLANTS, PROMOTE GROWTH, AND PREVENT DAMAGE FROM HEAVY SNOW OR ICE BUILDUP, TRIMMING ALSO KEEPS BRANCHES AWAY FROM STRUCTURES AND WALKWAYS, REDUCING THE RISK OF ACCIDENTS.

IF THE CONSTRUCTION PROJECT INCLUDES IRRIGATION SYSTEMS, IT'S ESSENTIAL TO INSPECT AND WINTERIZE THEM BEFORE FREEZING TEMPERATURES ARRIVE, THIS INVOLVES DRAINING WATER FROM THE PIPES AND SHUTTING OFF THE SYSTEM TO PREVENT DAMAGE FROM FROZEN WATER EXPANDING WITHIN THE LINES, LAYOUT AND SETUP FOR HARDSCAPE AREAS BEGINS IN THE LATER PART OF THE YEAR SINCE THIS IS CONSTRUCTION WORK THAT CAN BE PERFORMED DURING COLDER MONTHS.

WINTER MONTHS:

WINTER WEATHER LANDSCAPING CONSTRUCTION DUTIES INVOLVE PREPARING AND MAINTAINING OUTDOOR SPACES DURING THE COLDER MONTHS, ENSURING THEY REMAIN SAFE, FUNCTIONAL, AND VISUALLY APPEALING, WHILE THE TASKS MAY DIFFER DEPENDING ON THE CLIMATE AND SEVERITY OF WINTER IN A PARTICULAR REGION, HERE ARE SOME COMMON RESPONSIBILITIES FOR WINTER LANDSCAPING CONSTRUCTION.

SNOW AND ICE REMOVAL: ONE OF THE PRIMARY TASKS IN WINTER IS THE REMOVAL OF SNOW AND ICE. THIS INCLUDES CLEARING DRIVEWAYS, WALKWAYS, AND PARKING AREAS TO ENSURE SAFE PASSAGE. SNOW SHOVELING, SNOW BLOWING, AND SALTING OR SANDING ARE TYPICAL METHODS USED TO KEEP SURFACES CLEAR AND PREVENT SLIPS AND FALLS.

PROTECTING PLANTS: CERTAIN PLANTS MAY NEED PROTECTION FROM FREEZING TEMPERATURES. THIS INVOLVES WRAPPING SENSITIVE PLANTS WITH BURLAP OR INSTALLING TEMPORARY COVERS TO SHIELD THEM FROM COLD WINDS AND FROST, MULCHING AROUND THE BASE OF PLANTS HELPS RETAIN MOISTURE AND INSULATE THE SOIL. PROVIDING AN ADDITIONAL LAYER OF PROTECTION.

CLEARING DEBRIS: WINTER STORMS CAN BRING DOWN BRANCHES, LEAVES, AND OTHER DEBRIS THAT CLUTTER THE PROPERTY. CLEARING THESE MATERIALS NOT ONLY IMPROVES THE APPEARANCE OF THE PROPERTY BUT ALSO PREVENTS POTENTIAL HAZARDS, SUCH AS OBSTRUCTED PATHWAYS OR DAMAGED PLANTS.

PLEASE SEE ATTACHMENT FOR REMAINDER OF STATEMENT OF NEED, IT INCLUDES SEASONAL NEED, JOB DUTIES AND VARIANCE FROM PAST POSITIONS.

ETA Form 9142B **FOR DEPARTMENT OF LABOR USE ONLY** Page 6 of 6

Case Number: H-400-24298-431361 Case Status: Full Certification Validity Period: 1/7/2025 to 4/11/2025





### H-2B Application for Temporary Employment Certification Form ETA-9142B - Appendix A U.S. Department of Labor

					6. A	dditiona	I Work Iti	Additional Work Itinerary Information §	ormation	w	
1. City *	2. State *	3. County *	4. MSA Name/OES Area Title *	5. Additional Place of Employment Information §	Crew	Total Workers	Begin Date	End Date	Basic Wage Rate	ge Rate	Per
Multiple cities and towns	00	BROOMFIELD	ENVER-AURORA-LAKEWOOD, C			9	1/7/2025	4/11/2025	25.55	26	Hour
Multiple cities and towns	00	LARIMER	FORT COLLINS, CO			9	1/7/2025	4/11/2025	25.55	26	Hour
Multiple cities and towns	00	DENVER	ENVER-AURORA-LAKEWOOD, C			9	1/7/2025	4/11/2025	25.55	26	Hour
Multiple cities and towns	00	ARAPAHOE	ENVER-AURORA-LAKEWOOD, C			9	1/7/2025	4/11/2025	25.55	26	Hour
Multiple cities and towns	00	DOUGLAS	ENVER-AURORA-LAKEWOOD, C			9	1/7/2025	4/11/2025	25.55	26	Hour
Multiple cities and towns	00	JEFFERSON	ENVER-AURORA-LAKEWOOD, C			9	1/7/2025	4/11/2025	25,55	26	Hour
Multiple cities and towns	00	BOULDER	BOULDER, CO			9	1/7/2025	4/11/2025	25.55	26	Hour
Multiple cities and towns	00	ADAMS	ENVER-AURORA-LAKEWOOD, C			9	1/7/2025	4/11/2025	25.55	26	Hour
Broomfield	00	ADAMS	ENVER-AURORA-LAKEWOOD, C			9	1/7/2025	4/11/2025	25.55	26	Hour

## Public Burden Statement (1205-0509)

Persons are not required to respond to this collection of information unless it displays a currently valid OMB control number. Public reporting burden for this collection of information unless it displays a currently valid OMB control number. Public reporting burden for this collection of information. The burden estimate to an expenditure and reviewing the time for reviewing instructions, searching assisting data sources, gathering and maintaining the needed data, and completing and reviewing the collection of information. The burden estimate is as follows: Sanchinutes, Appendix De-2 0 minutes, Appendix De-2 0 min

Page A.1 of A.1

# FOR DEPARTMENT OF LABOR USE ONLY

### H-2B Application for Temporary Employment Certification Form ETA-9142B – Appendix C U.S. Department of Labor



Pursuant to 20 CFR 655.9(b), the employer, and its attorney or agent (as applicable), must provide the identity and location of all persons and entities hired by or working for the recruiter or agent, and any of the agent(s) or employee(s) of those persons and entities, to recruit prospective foreign workers for the H-2B job opportunities offered by the employer under this *H-2B Application for Temporary Employment Certification*, Form ETA-9142B. Please complete each section of "Foreign Labor Recruiter Information" below. If the employer has more than five (5) persons and entities to identify, the employer must disclose as many additional "Foreign Labor Recruiter Information" sections as are necessary to list all persons or entities engaged in foreign worker recruitment for this application.

Foreign Labor Recruiter Information 1			
1. Recruiter's Last (family) Name *	2. First (given) Name	*	3. Middle Name(s) §
DiTrolio	Ana		
4. Name of Employer/Recruiting Organization * Ana Associates LLC			
5. City *		6. State *	7. Postal Code *
San Antonio		TEXAS	78257
8. Country *		9. Province §	
UNITED STATES OF AMERICA		N/A	
Foreign Labor Recruiter Information 2	I = =		1
Recruiter's Last (family) Name *	2. First (given) Name	*	3. Middle Name(s) §
4. Name of Employer/Recruiting Organization *			
5.00		0.00	T. Bertiloste
5. City *		6. State *	7. Postal Code *
8. Country *		9. Province §	
o. Country		3. Flovince §	
Familian Labor Brown than Information 0			
Foreign Labor Recruiter Information 3  1. Recruiter's Last (family) Name *	2. First (given) Name	*	3. Middle Name(s) §
1. Recruiter's Last (family) Name	2. First (given) Name		5. Wilddie Name(s) §
4. Name of Employer/Recruiting Organization *			
5. City *		6. State *	7. Postal Code *
8. Country *		9. Province §	'
Foreign Labor Recruiter Information 4			
Recruiter's Last (family) Name *	2. First (given) Name	*	3. Middle Name(s) §
Name of Employer/Recruiting Organization *	<u>I</u>		
5. City *		6. State *	7. Postal Code *
•			111111111111111111111111111111111111111
8. Country *		9. Province §	
Foreign Labor Recruiter Information 5			
Recruiter's Last (family) Name *	2. First (given) Name	*	3. Middle Name(s) §
4. Name of Employer/Recruiting Organization *			
5. City *		6. State *	7. Postal Code *
8. Country *		9. Province §	

### Public Burden Statement (1205-0509)

Persons are not required to respond to this collection of information unless it displays a currently valid OMB control number. Public reporting burden for this collection of information is estimated to average 2 hours and 10 minutes to complete the form and its appendices, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing and reviewing the collection of information. The burden estimate is as follows: 9142B- 55 minutes, Appendix A- 15 minutes, Appendix B- 15 minutes, Appendix C- 20 minutes, Appendix D- 10 minutes, and recordkeeping- 15 minutes. The obligation to respond to this data collection is required to obtain/retain benefits (Immigration and Nationality Act, 8 U.S.C. 1101 et seq.). Please send comments regarding this burden estimate or any other aspect of this information collection to the U.S. Department of Labor \* Employment and Training Administration \* Office of Foreign Labor Certification \* 200 Constitution Ave., NW \* Box PPII 12-200 \* Washington, DC \* 20210 or by email to ETA.OFLC.Forms@dol.gov. Please do not send the completed application to this address.