

1 EDNA GARCIA EARLEY, Bar No. 195661
STATE OF CALIFORNIA
2 DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF LABOR STANDARDS ENFORCEMENT
3 320 W. 4th Street, Suite 430
Los Angeles, California 90013
4 Telephone: (213) 897-1511
Facsimile: (213) 897-2877

5 Attorney for the Labor Commissioner
6
7

8 BEFORE THE LABOR COMMISSIONER
9 OF THE STATE OF CALIFORNIA
10

11 DEX DARE,
12
13 Petitioner,
14 vs.
15
16 NOUVEAU MODEL AND TALENT
MANAGEMENT, INC.
17 Respondent.

CASE NO. TAC 10367
**DETERMINATION OF
CONTROVERSY**

18
19
20 The above-captioned matter, a Petition to Determine Controversy under
21 Labor Code §1700.44, came on regularly for hearing on August 20, 2009 via conference
22 call (as requested by both parties), in Oakland, California, before the undersigned attorney
23 for the Labor Commissioner assigned to hear this case. Petitioner DEX DARE
24 (“Petitioner”) appeared represented by his mother Debra Dare. Respondent NOUVEAU
25 MODEL AND TALENT MANAGEMENT, INC., who, until recently, was licensed as a
26 talent agency, appeared through its CEO, Peter W. Hamm (“Respondent”).

27 The parties stipulated that Respondent owes Petitioner DEX DARE, a
28 model and therefore an “artist” under the Talent Agencies Act, Three Hundred Twenty

1 Dollars and Zero Cents \$320.00 in unpaid earnings plus interest calculated from October
2 13, 2007 to the date of this determination pursuant to Labor Code §1700.25(e)(2) in the
3 amount of Fifty-Nine Dollars and Seventy Cents (\$59.70) for a total of Three Hundred
4 Seventy-Nine Dollars and Seventy Cents (\$379.70).

5 **ORDER**

6 Based on the parties' stipulation, we hereby ORDER that Petitioner DEX
7 DARE is entitled to **\$320.00** in unpaid earnings plus **\$59.70** in interest (calculated at the
8 legal rate of 10% from October 13, 2007 to the date of this determination, August 24,
9 2009) pursuant to Labor Code §1700.25(e)(2) for a total of **\$379.70**.

10 Petitioner DEX DARE is also entitled to recover from the \$50,000 bond
11 posted by Respondent with the Labor Commissioner as a condition of being licensed as a
12 talent agent.

13
14 DATED: August 24, 2009

Respectfully submitted,

15
16
17 By:

Edna Garcia Earley
EDNA GARCIA EARLEY

Attorneys for the Labor Commissioner

18
19
20
21 ADOPTED AS THE DETERMINATION OF THE LABOR COMMISSIONER

22
23 Dated:

8/24/09

24 By:

Angela Bradstreet
ANGELA BRADSTREET
State Labor Commissioner

