

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>LORI CHAVEZ-DEREMER, Secretary of Labor, United States Department of Labor</b>	:	<b>CIVIL ACTION</b>
	:	
<b>v.</b>	:	
	:	
<b>AMAZING CARE HOME HEALTHCARE SERVICES, LLC, CHRISTOPHER KEAR and JOSEPHINE KILIPKO</b>	:	<b>NO. 24-190</b>

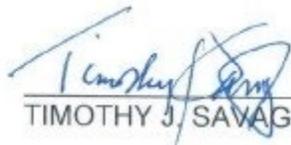
**ORDER**

**NOW**, this 13th day of February, 2026, upon consideration of the Secretary of Labor’s Motion for Summary Judgment (Doc. No. 41), and the defendants’ response (Doc. No. 45), it is **ORDERED** that the motion is **GRANTED IN PART** and **DENIED IN PART**.

**IT IS FURTHER ORDERED** as follows:

1. The motion is **GRANTED** to the extent it seeks judgment that:
  - a. Defendant Amazing Care Home Healthcare Services, LLC is a covered enterprise under 29 U.S.C. § 203(s)(1);
  - b. Defendants Christopher Kear and Josephine Kilipko are jointly liable as employers under 29 U.S.C. § 203(d);
  - c. Amazing Care’s Home Health Aides and Licensed Practical Nurses are covered employees under 29 U.S.C. § 203(e)(1);
  - d. The defendants failed to make, keep, and preserve adequate records in violation of 29 U.S.C. § 211(c) and 29 U.S.C. § 215(a)(5);
  - e. Liquidated damages are warranted under 29 U.S.C. § 216(b) to the extent the defendants are found liable for the alleged overtime violations.

2. The motion is **DENIED** to the extent it seeks judgment that:
  - a. The defendants violated 29 U.S.C. § 207(a)(1) and 29 U.S.C. § 215(a)(2) by failing to pay mandated overtime wages;
  - b. The alleged violations of 29 U.S.C. § 207(a)(1) were willful under 29 U.S.C. § 255(a);
  - c. The amount of unpaid overtime wages is \$5,919,096.34.
3. The motion is **DENIED** to the extent it seeks injunctive relief.

  
TIMOTHY J. SAVAGE, J.