

# Where to File a Claim for Wages

A claim for unpaid wages can be filed with the U.S. Department of Labor, Pennsylvania Department of Labor and Industry, or Municipal Court. Please check the requirements listed below to determine where the claim should be filed.

<p><b>U.S. Department of Labor, Wage and Hour Division</b> 1617 John F Kennedy Blvd, Suite 1780 Philadelphia, PA 19103 (215) 597-4950</p>	<p><b>PA Dept. of Labor &amp; Industry, Labor Standards Division</b> 110 North 8th Street Suite 203 Philadelphia, PA 19130-4064 (215) 560-1858</p>	<p><b>Municipal Court of Philadelphia</b> 1339 Chestnut Street, 10<sup>th</sup> Fl Philadelphia, PA 19107 (215) 686-2910</p>
<p><b>Types of Employers:</b></p> <ul style="list-style-type: none"> <li>- Only claims against employers with a gross income of \$500,000 or more per year</li> </ul>	<p><b>Types of Employers:</b></p> <ul style="list-style-type: none"> <li>- Claims against any type of employer that does business in Pennsylvania</li> <li>- <b>No claims by subcontractors</b></li> </ul>	<p><b>Types of Employers:</b></p> <ul style="list-style-type: none"> <li>- Employer who is located in Philadelphia or</li> <li>- Employee worked in Philadelphia</li> </ul>
<p><b>Types of Claims:</b> Employers who fail to pay:</p> <ul style="list-style-type: none"> <li>- Minimum wage</li> <li>- Overtime</li> <li>- <b>No claims for wages owed, severance or vacation pay</b></li> </ul> <p>The DOL federal agency will also investigate claims involving:</p> <ul style="list-style-type: none"> <li>- Child labor provisions of the Fair Labor Standards Act (FLSA)</li> <li>- Family and Medical Leave Act (FMLA)</li> <li>- Migrant and Seasonal Agricultural Worker Protection Act (MSPA)</li> <li>- Worker protections provided by temporary visa programs</li> <li>- Prevailing Wage requirements of the Davis-Bacon Act (DBA) and the Service Contract Act (SCA)</li> </ul>	<p><b>Types of Claims:</b> Employers who fail to pay:</p> <ul style="list-style-type: none"> <li>- Any wages owed</li> <li>- Minimum wage</li> <li>- Overtime</li> <li>- Prevailing wage for construction projects</li> <li>- Claims for vacation and severance pay can be made if vacation or severance pay is owed based on a written contract or policy</li> </ul> <p>The state agency will also investigate claims involving:</p> <ul style="list-style-type: none"> <li>- Child Labor Law</li> <li>- Equal Pay Law</li> <li>- Industrial Homework Law</li> <li>- Employer Failure to Pay for Required Medical Exam</li> <li>- Personnel File Act</li> <li>- Seasonal Farm Labor Law</li> <li>- Workers' Compensation</li> <li>- Wage Payment and Collection Law</li> </ul>	<p><b>Types of Claims:</b></p> <ul style="list-style-type: none"> <li>- Lawsuits for claims up to \$12,000, including claims for unpaid wages and vacation pay</li> <li>- Limited to claims occurring in Philadelphia</li> </ul>



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Center City Office: 1424 Chestnut St. | Philadelphia, PA 19102-2505 | Telephone: 215-981-3700 [clsphila.org](http://clsphila.org)  
North Philadelphia Law Center: 1410 West Erie Ave. | Philadelphia, PA 19140-4136 | Telephone: 215-227-2400