STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

IN RE:

RESOLUTION OF DECISION APPROVING WITHDRAWAL OF PETITIONS

RESOLUTION OF DECISION

DOCKET NOS.

| PR 10-217 | PR 11-142 | PR 11-311 | PR 12-096 |
| PR 10-274 | PR 11-145 | PR 11-326 | PR 12-115 |
| PR 10-282 | PR 11-147 | PR 11-332 | PR 12-154 |
| PR 10-299 | PR 11-158 | PR 11-340 | PR 12-167 |
| PR 10-310 | PR 11-229 | PR 11-347 | PR 13-019 |
| PR 10-312 | PR 11-264 | PR 11-348 | PR 13-028 |
| PR 10-314 | PR 11-265 | PR 11-350 | PR 13-041 |
| PR 10-316 | PR 11-266 | PR 11-353 | PR 13-057 |
| PR 10-324 | PR 11-270 | PR 11-386 | PR 13-065 |
| PR 10-326 | PR 11-273 | PR 11-402 | PR 13-067 |
| PR 10-332 | PR 11-278 | PR 12-002 | PR 13-111 |
| PR 10-343 | PR 11-281 | PR 12-005 | PR 13-161 |
| PR 10-369 | PR 11-283 | PR 12-009 | PR 13-169 |
| PR 10-416 | PR 11-288 | PR 12-019 | PR 13-170 |
| PR 11-066 | PR 11-302 | PR 12-029 | PES 10-013 |
| PR 11-098 | PR 11-305 | PR 12-033 | PES 12-011 |

WHEREAS:

Each petitioner in the following cases withdrew its petition in accordance with a written stipulation of settlement with the Commissioner of Labor, Respondent in each matter:

1. Docket No. PR 10-217, Ajay Sarin and 1508 Flatbush Supermarket, Inc.

2. Docket No. PR 10-274, Seth Gross and Blue Mountain Chiropractic & Family Wellness P.C.


4. Docket No. PR 10-299, East Shore Care Wash Inc. (T/A East Shore Car Wash & Detail)

5. Docket No. PR 10-310, Rick Shmaruk

6. Docket No. PR 10-312, Joseph Rosetti


9. Docket No. PR 10-324, Stafford Chevrolet
10. Docket No. PR 10-326, Jan Budel (T/A Blue Wood Co.)
11. Docket No. PR 10-332, Randall Lane
12. Docket No. PR 10-343, Garry E. Bradhering and Chris Harris and Mapeasy, Inc.
13. Docket No. PR 10-369, Nam Ju Jeong and Hae Suk Shin and Auruande Sushi Corp. (T/A Pado Sushi)
15. Docket No. PR 11-066, Joe Tuchrello
23. Docket No. PR 11-270, Paul Sukjolinskiy
24. Docket No. PR 11-273, S M L Sport Ltd, (T/A SML Sport LLC)
25. Docket No. PR 11-281, George M. Valiatis and Vessa Restaurant Corp. (T/A Merrick Mall Restaurant)
26. Docket No. PR 11-283, Soliman A. Souweha and O&O Deli & Grocery
27. Docket No. PR 11-288, Rodolfo Valentin Quiroga and Jorge Maria Perez
31. Docket No. PR 11-332, Jon Newcomer and Burk St. John and Hudson Park Restaurant, LLC


33. Docket No. PR 11-347, William J. Bitetto and Barrier Beach Construction Corp. (T/A B & B Construction)

34. Docket No. PR 11-348, Petal A Williams and Morris M. Leon (T/A W & L Day Care)


36. Docket No. PR 11-353, Mary Rubino and Atef Abbasi and On Top Tours NYC Inc.


39. Docket No. PR 12-002, Avi Sharifi (T/A Viatto, Inc.)

40. Docket No. PR 12-005, Stephen A. Adeyinka and Association of Black Social Workers, Inc. (T/A ABLSW Senior Citizen Center)

41. Docket No. PR 12-009, David W. McAlpine (T/A McAlpine Associates Architects P.C.)

42. Docket No. PR 12-019, Maria Mittermeier and Lil' Angels Academy, Inc.

43. Docket No. PR 12-029, Alexander Stepura and Alex York Furniture, Inc.

44. Docket No. PR 12-033, Anatoly Rosenthal and Brightstar Transportation Services Inc.

45. Docket No. PR 12-096, Frank Solana and Restore Once Inc. (T/A Servpro of Greater Smithtown)


47. Docket No. PR 12-154, Mi Young Suh and Chang Im Choe and Berry Hill Farm of NY, Inc.

48. Docket No. PR 12-167, Chirag D Corporation (T/A Parish Mini Mart)


50. Docket No. PR 13-057, Keith V. Provo
51. Docket No. PR 13-065, Azzedine Nouira

52. Docket No. PR 13-067, Chardean Chum and Golden Clothing LLC

53. Docket No. PR 13-111, Christina DeLucia and Premier Supplies USA, Inc. (T/A Premier Supplies)

54. Docket No. PR 13-161, Susan Simione and East Coast Embroidery LTD

55. Docket No. PR 13-169, Larry Bear and port Answer LLC

56. Docket No. PR 13-170, Anthony Sotto and Vincent Sotto and Franklin Manchester (T/A The Inn at Fox Hollow)

57. Docket No. PES 10-013, Fire Department of the City of New York (EMS Battalion 40, 5011 7th Avenue, Brooklyn, NY 11220

58. Docket No. PES 12-011, State University of New York, Stony Brook University

AND WHEREAS:
On the record at hearing, each petitioner in the following case(s) withdrew its petition in accordance with a settlement agreement with the Commissioner of Labor, respondent in each matter:


2. Docket No. PR 11-147, Rosana Araujo Rosa AKA Rosana Rosa Araujo

3. Docket No. PR 11-278, Janine M. Mastrandone and Matthew Mastrandone (T/A Garrison Stone Works)

4. Docket No. PR 13-019, Ahmad Kakar (T/A Vinny's Pizza and Pasta)


AND WHEREAS:
By letter, each petitioner in the following case(s) withdraws its petition, subject to Board approval:

1. Docket No. PR 11-311, Nicholas J. Angelis and Sunrise Pizza, Inc. (T/A Nick's Pizza)
NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

The Board approves the petitioners' withdrawal of the above mentioned petitions, and the above proceedings be, and the same hereby are, discontinued in accordance with the Board's Rules of Procedure and Practice § 65.15.

Anne P. Stevason, Chairperson

J. Christopher Meagher, Member

Jean Grumet, Member

LaMarr J. Jackson, Member

Jeffrey R. Cassidy, Member