

STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

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 In the Matter of the Petition of: :
 :
 AKBER H. HASSAM :
 (T/A DR. AKBER H. HASSAM, M.D.), :
 :
 Petitioner, :
 :
 To Review Under Section 101 of the Labor Law: :
 An Order to Comply with Article 19 and an Order :
 under Article 19 of the Labor Law, both dated :
 January 4, 2008, :
 :
 - against - :
 :
 THE COMMISSIONER OF LABOR, :
 :
 Respondent. :
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DOCKET NO. PR 08-014

RESOLUTION OF DECISION

APPEARANCES

Robert M. Subik, Esq., for Petitioner.

Maria L. Colavito, Counsel, NYS Department of Labor, Larissa C. Wasyl of Counsel, for Respondent.

WHEREAS:

1. Pursuant to Labor Law Section 101 and Part 66 of the Board's Rules of Procedure and Practice (Rules), on February 5, 2008, the Petitioner commenced the above proceeding by filing a petition for review of the Orders that the Respondent Commissioner of Labor (Commissioner) issued on January 4, 2008 against him; and
2. The Commissioner filed an answer to the petition on May 28, 2009; and
3. The parties participated in a pre-hearing telephone conference held on behalf of the Board; and
4. On February 17, 2010 the parties filed a fully executed Stipulation of Settlement (Settlement); and

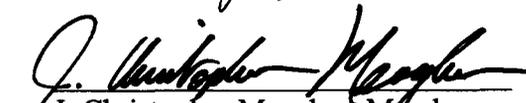
5. The parties' Settlement provides, in part, that the Petitioner withdraws the petition; and
6. Rule 65.15 provides that "[a]t any stage of a proceeding, a party may withdraw his petition . . . subject to the approval of the Board"; and
7. The Board approves the Petitioner's withdrawal of the petition, finds that further review of the Orders here is unnecessary, and that the proceeding should be discontinued.

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

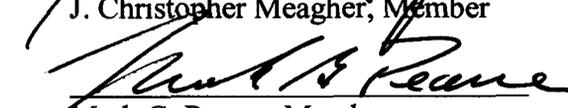
The above proceeding be, and the same hereby is, discontinued in accordance with the Board's Rules.



Anne P. Stevason, Chairman



J. Christopher Meagher, Member



Mark G. Pearce, Member



Jean Grumet, Member



LaMarr J. Jackson, Member

Dated and signed in the Office
of the Industrial Board of Appeals
at New York, New York, on
March 24, 2010.