

STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

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In the Matter of the Petition of:	:
	:
SANDRA A. GONZALEZ, MARIA ELENA	:
GIRONE and PUERTO RICAN FAMILY	:
INSTITUTE, INC.,	:
	:
Petitioners,	:
	:
To Review Under Section 101 of the Labor Law:	:
Orders to Comply under Articles 6 and 19 of the	:
Labor Law, dated September 5, 2008,	:
	:
- against -	:
	:
THE COMMISSIONER OF LABOR,	:
	:
Respondent.	:
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DOCKET NO. PR 08-144

RESOLUTION OF DECISION

APPEARANCES

Sandra A. Gonzalez, *pro se* for Petitioners.

Maria L. Colavito, Counsel, NYS Department of Labor, Benjamin A. Shaw, of Counsel, for Respondent.

WHEREAS:

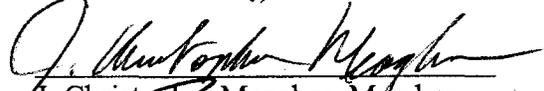
1. Pursuant to Labor Law Section 101 and Part 66 of the Board's Rules of Procedure and Practice, on September 19, 2008, Petitioner commenced the above proceeding by filing a petition for review of two Orders to Comply (Order) that Respondent issued on September 5, 2008, against Petitioner; and
2. Respondent Commissioner of Labor filed an answer to the petition on May 1, 2008; and
3. The parties participated in a pre-hearing telephone conference held on behalf of the Board; and
4. On September 2, 2009 the parties filed a Stipulation of Settlement (Settlement) with the Board; and
5. The parties' Settlement provides, in part, that the Petitioner withdraws the petition; and

6. The Board's Rules of Procedure and Practice (Rules) 65.15 provide the "[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 Order here is unnecessary, and that the proceeding should be discontinued.

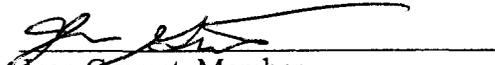
NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

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

ABSENT

LaMarr J. Jackson, Member

Dated and signed in the Office
of the Industrial Board of Appeals
at New York, New York, on
October 21, 2009.