

**New York State
Industrial Board of Appeals**

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Chairman

Susan Sullivan-Bisceglia
J. Christopher Meagher
Mark G. Pearce
Jean Grumet
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STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

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In the Matter of the Petition of:

DAVID SHEHADEH AND 4121 CHURCH MEAT
CORP.
(T/A ASSOCIATED SUPERMARKETS),

Petitioners,

To Review Under Section 101 of the Labor Law:
Two Orders to Comply under Article 19 of the Labor
Law, dated November 2, 2007,

- against -

THE COMMISSIONER OF LABOR,

Respondent.
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DOCKET NO. PR 07-092 and
PR 07-106

RESOLUTION OF DECISION

WHEREAS:

1. Pursuant to Labor Law § 101 and Part 66 of the Industrial Board of Appeals' Rules of Procedure and Practice (Rules) (12 NYCRR Part 66), the above proceedings were commenced by the filing of two separate petitions (one filed on December 14, 2007 and the second filed on December 27, 2007) to review two orders that the Commissioner of Labor (Commissioner) issued against the Petitioner on November 2, 2007; and
2. The Commissioner filed answers to the petitions on January 16, 2008, along with a request for consolidation of the two proceedings; and
3. The Board granted the request for consolidation; and

4. The parties participated in a pre-hearing telephone conference held on behalf of the Board; and
5. On November 18, 2008, the parties filed a fully executed stipulation settling these matters; and
6. The parties' stipulation of settlement provides that the Petitioners withdraw the petitions; and
7. Rule 65.15 provides that at any stage of a proceeding, a party may withdraw the petition with the Board's approval; and
8. The Board approves Petitioners' withdrawal of the petitions.

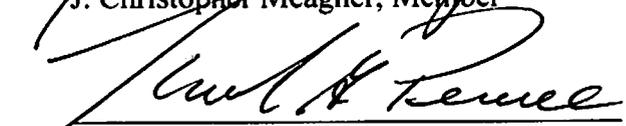
NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

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


Anne P. Stevason, Chairman


Susan Sullivan-Bisceglia, Member


J. Christopher Meagher, Member


Mark G. Pearce, Member


Jean Grumet, Member

Dated and signed in the Office
of the Industrial Board of Appeals
at New York, New York, on
December 17, 2008.

