

STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

-----X	
In the Matter of the Petition of:	:
	:
RAJINDER CHANDIHOK and DYNASTY BELT, INC.,	:
	:
Petitioners,	:
	:
To Review Under Section 101 of the Labor Law: An Order to Comply with Article 6 and an Order to Comply with Article 19 of the Labor Law, both dated March 23, 2009,	:
	:
- against -	:
	:
THE COMMISSIONER OF LABOR,	:
	:
Respondent.	:
-----X	

DOCKET NO. PR 09-064

RESOLUTION OF DECISION

APPEARANCES

Rajinder Chandihok, *pro se* for Petitioners.

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

WHEREAS:

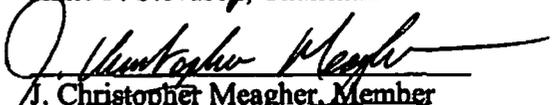
1. Pursuant to Labor Law Section 101 and Part 66 of the Board's Rules of Procedure and Practice, on March 30, 2009 Petitioners commenced the above proceeding by filing a petition for review of two Orders to Comply that Respondent issued on March 23, 2009 against Petitioners; and
2. Respondent Commissioner of Labor filed an answer to the petition on June 2, 2009; and
3. The parties participated in a pre-hearing telephone conference held on behalf of the Board; and
4. On December 31, 2009, the parties filed a fully executed Stipulation of Settlement with the Board; and

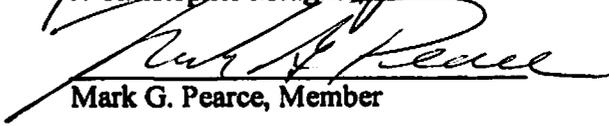
5. The parties' Settlement provides, in part, that the Petitioners withdraw the petition; and
6. Rule 65.15 provides that "[a]t any stage of a proceeding, a party may withdraw his petition subject to the approval of the Board;" and
7. The Board approves the Petitioners' withdrawal of the petition, finds 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
January 27, 2010.