

STATE OF NEW YORK  
INDUSTRIAL BOARD OF APPEALS

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In the Matter of the Petition of:

PETER M. ABOKHIYAYEV AND L'ESTI'S  
DESSERTS ENTERPRISES, CORP.

Petitioners,

DOCKET NO. PR 10-016

To Review Under Section 101 of the Labor Law:  
An Order to Comply with Article 6 and An Order  
under Article 19 of the Labor Law, both dated  
November 20, 2009,

RESOLUTION OF DECISION

- against -

THE COMMISSIONER OF LABOR,

Respondent.  
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APPEARANCES

Peter M. Abokhiyayev, *pro se*, for Petitioners.

Maria L. Colavito, Counsel to the New York State Department of Labor, Larissa C. Wasyl,  
of Counsel, for Respondent.

WHEREAS:

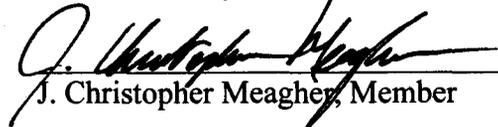
1. Pursuant to Labor Law § 101 and Part 66 of the Industrial Board of Appeals' Rules of Procedure and Practice (Rules) (12 NYCRR Part 66), the above proceeding was commenced on January 20, 2010 by filing a petition for review of the Orders that the Commissioner of Labor (Commissioner) issued against the Petitioners on November 20, 2009; and
2. Respondent Commissioner of Labor filed an Answer on March 8, 2010; and
3. On May 5, 2010, the parties filed a fully executed stipulation settling this matter; and
4. The parties' stipulation of settlement provides that by executing the stipulation, the Petitioners withdraw the petition; and

5. Rule 65.15 provides that at any stage of a proceeding, a party may withdraw the petition with the Board's approval; and
6. The Board approves the petitioners' withdrawal of the petition.

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

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

  
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Anne P. Stevason, Chairman

  
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J. Christopher Meagher, Member

  
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Jean Grumet, Member

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LaMarr J. Jackson, Member

Absent  
\_\_\_\_\_  
Jeffrey R. Cassidy, Member

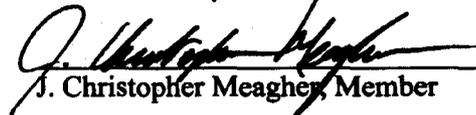
Dated and signed in the Office  
of the Industrial Board of Appeals  
at New York, New York, on  
July 28, 2010.

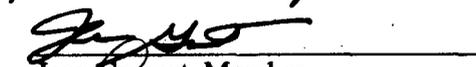
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Jean Guimet, Member

  
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