

STATE OF NEW YORK: DEPARTMENT OF LABOR

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In the Matter of

DOUGLAS L. MALARKEY dba D.L. MALARKEY CONSTRUCTION;  
and its successors or substantially owned affiliated entities D.L.  
MALARKEY CONSTRUCTION, INC., MALARKEY'S BAR & GRILL  
LLC, MALARKEY'S PUB & GRUB, LLC, MARIACHI'S PIZZERIA,  
and CARIBBEAN POOLS;

Prime Contractor,

for a determination pursuant to Article 8 of the Labor Law  
as to whether prevailing wages and supplements were  
paid to or provided for the laborers, workers and mechanics  
employed on a public work project for New York State  
Office of Parks, Recreation & Historic Preservation.

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DOUGLAS L. MALARKEY dba D.L. MALARKEY CONSTRUCTION;  
and its successor or substantially owned affiliated entity D.L.  
MALARKEY CONSTRUCTION, INC., MALARKEY'S BAR & GRILL,  
LLC, MALARKEY'S PUB & GRUB, LLC, MARIACHI'S PIZZERIA,  
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and CARIBBEAN POOLS;

**DETERMINATION**  
**&**  
**ORDER**

Prevailing Wage Rate  
PRC No. 2014005604  
Case ID: PW062012003977  
Onondaga County

Prevailing Wage Rate  
PRC No. 2014005605  
Case ID: PW062013007834  
Madison County

Prime Contractor,

for a determination pursuant to Article 8 of the Labor Law as to whether prevailing wages and supplements were paid to or provided for the laborers, workers and mechanics employed on a public work project for New York State Office of Parks, Recreation & Historic Preservation.

Prevailing Wage Rate  
PRC No. 2014005613  
Case ID: PW062013007835  
Oneida County

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WHEREAS a hearing was held in the above-captioned matter; and

WHEREAS the Hearing Officer submitted the annexed Report & Recommendation dated February 2, 2016:

NOW, upon review of the entire record, and upon reading the Hearing Officer's Report & Recommendation, and due deliberation having been had thereon, it is

ORDERED that the Hearing Officer's findings of fact and conclusions of law be, and hereby are, adopted; and it is further

ORDERED that the Hearing Officer's recommended determinations and orders be, and hereby are, adopted, and they shall constitute the final **Determination & Order** of the Commissioner of Labor as if fully set forth herein.

Dated:

2/4/16  
Albany, New York

  
Mario J. Musolino,  
Acting Commissioner of Labor  
State of New York