

STATE OF NEW YORK: DEPARTMENT OF LABOR  
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In the Matter of

TRANSITIONAL BUILDERS, INC., and MARK  
FUMASOLI as a shareholder of TRANSITIONAL  
BUILDERS, INC.,

Prime Contractor,  
and

NORTHEAST LANDSCAPE & MASONRY  
ASSOCIATES, and PETER M. PERGOLA and  
ANTHONY PERGOLA as officers and/or shareholders  
of NORTHEAST LANDSCAPE & MASONRY  
ASSOCIATES,

Subcontractor,

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 the  
Village of Fishkill (Project)  
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**DETERMINATION**  
**&**  
**ORDER**

Prevailing Wage Rate  
PRCNo.20120100334  
PW082013003842

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

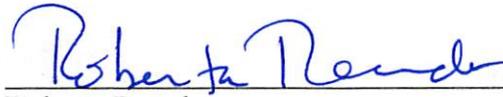
WHEREAS the Hearing Officer submitted the annexed Report & Recommendation dated  
January 17, 2017:

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: January 23, 2017  
Albany, New York



Roberta Reardon  
Roberta Reardon,  
Commissioner of Labor  
State of New York