

New York State
Industrial Board of Appeals

Anne P. Stevason
Chairman

Susan Sullivan-Bisceglia
J. Christopher Meagher
Mark G. Pearce
Jean Grumet
Members



Sandra M. Nahan
Deputy Counsel

Devin A. Rice
Associate Counsel

Empire State Plaza
Agency Building 2, 20th floor
Albany, New York 12223
Phone: (518) 474-4785 Fax: (518) 473-7533

STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

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In the Matter of the Petition of: :

ERIC L. COURTWRIGHT, AND KEITH J. :
 FURMAN, AND KELLY F. GAY, AND ANTONIO :
 WILSON, AND GPS-INFINITE WORLDWIDE :
 INC., AND INFINITE WORLDWIDE LLC, :
 :

Petitioners, :

To Review Under Section 101 of the Labor Law: :
 An Order to Comply with Article 6 of the Labor Law, :
 dated August 15, 2007, :

- against - :

THE COMMISSIONER OF LABOR, :

Respondent. :

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DOCKET NO. PR 07-044

RESOLUTION OF DECISION

WHEREAS:

1. Pursuant to Labor Law Section 101 and Part 66 of the Industrial Board of Appeals' Rules of Procedure and Practice (Rules) (12 NYCRR Par 66), the above proceeding was commenced on August 23, 2007 by the filing of a petition to review an order that the Commissioner of Labor (Commissioner) issued against the Petitioners on August 15, 2007; and
2. Respondent Commissioner of Labor filed an answer to the petition on January 15, 2008; and
3. The parties participated in a pre-hearing telephone conference held on behalf of the Board; and

4. Upon notice by the Board to the parties, a hearing was held on November 13, 2008 in Buffalo, New York; and
5. At the hearing, the parties entered a Stipulation of Settlement (Settlement) on the record; and
6. The parties' Settlement provides, in part, that the Petitioners withdraw the petition; and
7. The Board's Rules of Procedure and Practice (Rules) 65.15 provide the "[a]t any stage of a proceeding, a party may withdraw his petition . . . subject to the approval of the Board; and
8. The Board approves the Petitioner's withdrawal of the petition, finds that further review of the Order here is unnecessary, and that the proceeding should be discontinued.

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

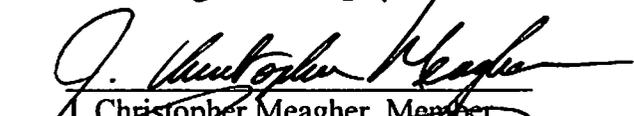
The above proceeding be, and the same hereby is, discontinued in accordance with the Board's Rules.



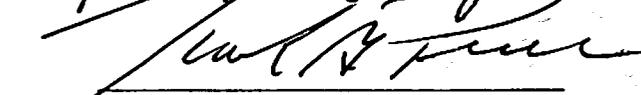
Anne P. Stevason, Chairman



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.