

MARY PING AND GRANDRICH LLC

Docket No. PR 09-067

STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

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In the Matter of the Petition of:

MARY PING AND GRANDRICH LLC,

Petitioner,

To Review Under Section 101 of the Labor Law:
Order to Comply with Article 12-A of the Labor
Law, dated March 13, 2009,

- against -

THE COMMISSIONER OF LABOR,

Respondent.
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DOCKET NO. PR 09-067

RESOLUTION OF DECISION

APPEARANCES

Mary Ping, *pro se* for Petitioner.

Maria L. Colavito, Counsel, NYS Department of Labor, Benjamin T. Garry, 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 April 1, 2009 Petitioner commenced the above proceeding by filing a petition for review of an Order to Comply (Order) that Respondent issued on March 13, 2009 against Petitioner; and
2. Respondent Commissioner of Labor filed an answer to the petition on July 27, 2009; and
3. The parties participated in a pre-hearing telephone conference held on behalf of the Board; and
4. Upon notice to the parties, a hearing was held on March 31, 2010 in New York, New York, before Board Member J. Christopher Meagher; 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 Petitioner withdraws 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



J. Christopher Meagher, 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 April 21, 2010.