

STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

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In the Matter of the Petition of:

MARSHALL GREENBERG AND MARILYN
GREENBERG AND SOL GREENBERG & SON
INTERNATIONAL INC.,

Petitioners,

: DOCKET NO. PR 07-088

To Review Under Section 101 of the Labor Law: An
Order to Comply with Article 6 of the Labor Law, dated
October 5, 2007,

: RESOLUTION OF DECISION

- against -

THE COMMISSIONER OF LABOR,

Respondent.
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APPEARANCES

Marshal Greenberg, *pro se*, for Petitioners.

Maria L. Colavito, Counsel to the Department of Labor, Benjamin T. Garry of Counsel, for Respondent.

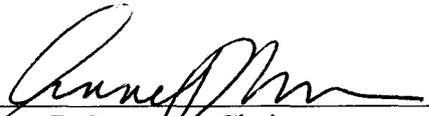
WHEREAS:

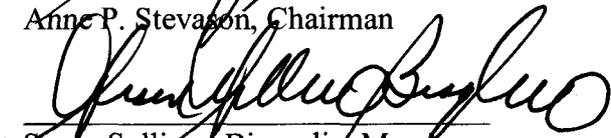
1. Pursuant to Labor Law § 101 and Part 66 of the Industrial Board of Appeals' Rules of Procedure and Practice (Rules) (12 NYCRR Part 66), the above proceeding was commenced on December 3, 2007, by the filing of a petition to review an order that the Commissioner of Labor (Commissioner) issued against the Petitioners on October 5, 2007; and
2. The Commissioner filed a response to the petition on February 15, 2008; and
3. The parties participated in a pre-hearing telephone conference held on behalf of the Board; and
4. On March 31, 2009, the parties filed a fully executed stipulation settling this matter; and

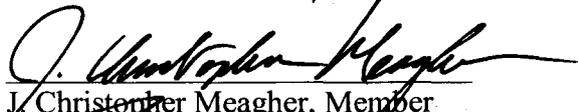
5. The parties' stipulation of settlement provides that by execution of the stipulation, the Petitioners withdraw the petition; and
6. Rule 65.15 provides that at any stage of a proceeding, a party may withdraw the petition with the Board's approval; and
7. The Board approves Petitioners' withdrawal of the petition.

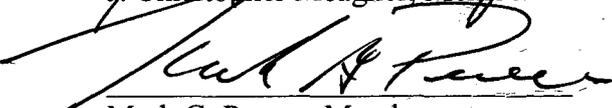
NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

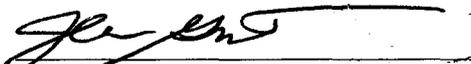
The above proceeding be, and the same hereby is, discontinued in accordance with the Board's Rules.


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 Albany, New York, on
April 22, 2009.