

STATE OF NEW YORK  
INDUSTRIAL BOARD OF APPEALS

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In the Matter of the Petition of:	:
	:
IRVING LANGER AND E&M ASSOCIATES, LLC,	:
	:
Petitioner,	:
	:
To Review Under Section 101 of the Labor Law: An Order to Comply with Article 6 of the Labor Law, dated April 4, 2008,	:
	:
- against -	:
	:
THE COMMISSIONER OF LABOR,	:
	:
Respondent.	:
-----X	

DOCKET NO. PR 08-087  
RESOLUTION OF DECISION

APPEARANCES

Breini Diamond, *pro se* Petitioner.

Maria L. Colavito, Counsel to the New York State Department of Labor, Benjamin A. Shaw,  
of Counsel, for Respondent.

WHEREAS:

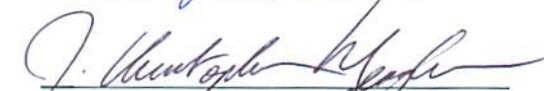
1. Pursuant to Labor Law § 101 and Part 66 of the Industrial Board of Appeals' Rules of Procedure and Practice (Rules) (12 NYCRR Part 66), the above proceeding was commenced on June 20, 2008 by the filing of a petition to review an order that the Commissioner of Labor (Commissioner) issued against the Petitioner on April 4, 2008; and
2. On June 3, 2009, the parties filed a fully executed stipulation settling this matter; and
3. The parties' stipulation of settlement provides that by executing the stipulation, the Petitioner withdraws the petition with prejudice; and

4. Rule 65.15 provides that at any stage of a proceeding, a party may withdraw the petition with the Board's approval; and
5. The Board approves the petitioner's withdrawal of the petition.

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

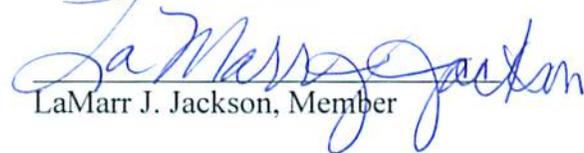
The above proceeding be, and the same hereby is, discontinued in accordance with the Board's Rules.

  
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Anne P. Steyason, Chairman

  
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J. Christopher Meagher, Member

  
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Mark G. Pearce, Member

  
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Jean Grumet, Member

  
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LaMarr J. Jackson, Member

Dated and signed in the Office  
of the Industrial Board of Appeals  
at Albany, New York, on  
June 18, 2009.