

STATE OF NEW YORK DEPARTMENT OF LABOR

IN THE MATTER OF

CAPITAL ENVIRONMENTAL SERVICE, INC.

Respondent

for a determination pursuant to Section 909 of the New York Labor Law that violations of Labor Law, Article 30 and/or Code Rule 56 took place as hereinafter described.

**DETERMINATION  
&  
ORDER**

Asbestos Case Nos.

25650315, 25674659, 25678769

25688527, 25694150, 25695560

25720049, 25722953, 25728332

25733618, 25737721, 25748478

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

WHEREAS the Hearing Officer submitted the annexed Report & Recommendation dated January 23, 2012:

NOW, upon review of the entire record, and upon reading the Hearing Officer's Report & Recommendation 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 are adopted and shall constitute the final Determination & Order of the Commissioner of Labor as if fully set forth herein.

Dated: February 6, 2012  
Albany, New York

*Colleen C. Gardner*

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Colleen C. Gardner  
Commissioner of Labor  
State of New York