

STATE OF NEW YORK      DEPARTMENT OF LABOR

IN THE MATTER OF

TRI-RAIL CONSTRUCTION, INC.

Prime Contractor

and

CBI CONTRACTING, INCORPORATED

Subcontractor

and

NICOLE SPELLMAN

Individually as an Officer and as one who own or control  
ten percent of the stock of

CBI CONTRACTING, INCORPORATED

**NOTICE  
OF  
FILING**

Prevailing Rate Case  
2008-002181 Suffolk County

A proceeding pursuant to Article 8 of the Labor Law to determine whether a contractor paid the rates of wages or provided the supplements prevailing in the locality to workers employed on a public work project.

PLEASE TAKE NOTICE that annexed hereto are true copies of the final Determination & Order and the Report & Recommendation duly filed in the Office of the Commissioner of Labor on June 3, 2010.

Labor Law § 220 (8) provides that any party aggrieved by this Determination & Order may, pursuant to Article 78 of the Civil Practice Law and Rules, commence a proceeding for review directly in the Appellate Division of the Supreme Court within 30 days from this Notice of Filing.

Dated: June 3, 2010  
Albany, New York



Jerome A. Tracy, Hearing Officer  
Office of Administrative Adjudication

TO:

Tri-Rail Construction, Inc.  
142 Ralph Avenue  
Copiague, NY 11726  
First Class & Certified-Return Receipt

CBI Contracting, Incorporated  
2081 Jackson Avenue  
Copiague, NY 11726  
First Class & Certified-Return Receipt

CBI Contracting, Incorporated  
P.O. Box 916  
Lindenhurst, NY 11757  
First Class & Certified-Return Receipt

Nicole Spellman  
2081 - Jackson Avenue  
Seaford, NY 11783  
First Class & Certified-Return Receipt

Town of Babylon  
General Service Division  
200 East Sunrise Highway  
Lindenhurst, NY 11757

ALL EMPLOYEES

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New York State Department of Labor  
Adjudication Services  
State Office Building Campus  
Building 12, Room 266C  
Albany, New York 12240

Jerome Tracy  
New York State Department of Labor  
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Pico Ben-Amotz, Deputy Commissioner  
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New York State Department of Labor  
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For the Department  
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