

STATE OF NEW YORK: DEPARTMENT OF LABOR

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In the Matter of

Xavier Construction Co., Inc.; and Frank Acocella, as an officer and/or shareholder of Xavier Construction Co., Inc. and its substantially owned-affiliated entities, Xavier Contracting, LLC, Xavier Enterprises, LLC, and Esquire Realty Company, LLC

DETERMINATION
&
ORDER

Prime Contractor,

for a determination pursuant to Article 8 of the Labor Law as to whether prevailing wages and supplements were paid to or provided for the laborers, workers and mechanics employed on a public work project for the Town of Eastchester, State of New York.

Prevailing Wage Rate
PRC No. 2009000979
Case ID: PW082010027650
Westchester County

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

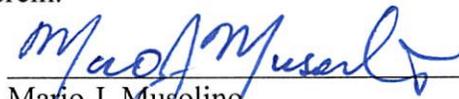
WHEREAS the Hearing Officer submitted the annexed Report & Recommendation dated June 7, 2016:

NOW, upon review of the entire record, and upon reading the Hearing Officer's Report & Recommendation, and due deliberation having been had thereon, 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 be, and hereby are, adopted, and they shall constitute the final **Determination & Order** of the Commissioner of Labor as if fully set forth herein.

Dated: 6/9, 2016
Albany, New York



Mario J. Musolino,
Acting Commissioner of Labor
State of New York