

STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

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In the Matter of the Petition of:	:	
	:	
PENNY ROBERTS AND EDWIN ROSARIO AND	:	
REGINA CHECK CASHING CORP. (T/A REGINA	:	
CHECK CASHING & FINANCIAL SERVICES),	:	
	:	DOCKET NO. PR 09-141
Petitioners,	:	
	:	<u>RESOLUTION OF DECISION</u>
To Review Under Section 101 of the Labor Law:	:	
An Order to Comply with Article 6 of the Labor Law	:	
and an Order under Article 19 of the Labor Law, both	:	
issued March 9, 2009,	:	
	:	
- against -	:	
	:	
THE COMMISSIONER OF LABOR,	:	
	:	
Respondent.	:	

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APPEARANCES

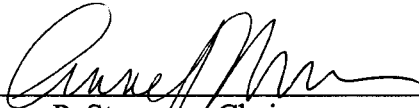
Penelope Roberts, *pro se* Petitioner.

WHEREAS:

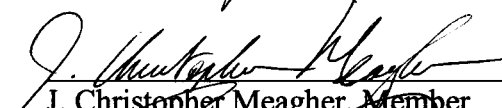
1. On June 10, 2009 the petitioners filed a petition in the above-referenced matter appealing two Orders issued by the Commissioner of Labor (Commissioner) on March 9, 2009.
2. Labor Law § 101 provides that a petition for review must be filed with the Board no later than sixty days after the issuance of the Order to be reviewed. The Orders to be reviewed were issued on March 9, 2009. Therefore, the petition was untimely.
3. By letter dated June 26, 2009, the Board requested that the petitioners file a written explanation for the untimely petition by July 27, 2009. To date, the Board has not received such written explanation, and the petition must therefore be dismissed as untimely.

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

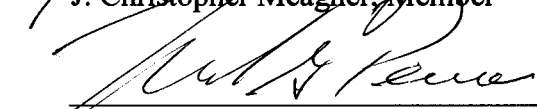
1. The Order to Comply with Article 6 of the Labor Law, dated March 9, 2009, and the Order under Article 19 of the Labor Law, dated March 9 2009, are hereby affirmed; and
2. The petition is hereby dismissed.



Anne P. Stevason, Chairman



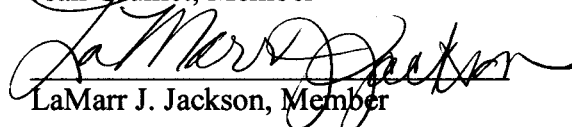
J. Christopher Meagher, Member



Mark G. Pearce, Member



Jean Grunet, Member



LaMarr J. Jackson, Member

Dated and signed in the Office
of the Industrial Board of Appeals
at New York, New York, on
August 27, 2009.