

STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

-----X
 In the Matter of the Petition of: :
 :
 JOSEPH WILLIAMS, :
 :
 Petitioner, :
 :
 To Review Under Section 101 of the Labor Law: :
 An Order to Comply With Article 6 of the Labor Law :
 dated July 2, 2009, :
 :
 - against - :
 :
 THE COMMISSIONER OF LABOR, :
 :
 Respondent. :
 -----X

DOCKET NO. PR 09-179
RESOLUTION OF DECISION

APPEARANCES

Joseph Williams, *pro se* Petitioner.

Maria L. Colavito, Counsel, NYS Department of Labor, Benjamin A. Shaw, of Counsel, for Respondent.


WHEREAS:

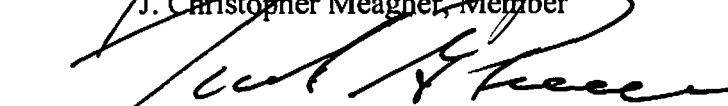
1. The above proceeding was commenced by the filing of a petition for review pursuant to Labor Law § 101 and Part 66 of the Industrial Board of Appeals' Rules of Procedure and Practice (Rules) (12 NYCRR Part 66) on July 9, 2009; and
2. The Respondent Commissioner of Labor sent a letter to the Board dated August 24, 2009, advising that the Respondent does not contest the relief requested by the Petitioner and will remove the name "Joseph Williams" from the Order.
3. Based on the Respondent's August 24, 2009 correspondence, the Order should be modified to remove the Petitioner's name which appears on the Order as "Joe Williams."

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

1. The Order to Comply is modified to remove the name "Joe Williams" from the Order to Comply dated July 2, 2009; and
2. The Order to Comply dated July 2, 2009, is otherwise affirmed in all respects; and
3. The Petition is granted.


Anne P. Stevason, Chairman


J. Christopher Meagher, Member


Mark G. Pearce, Member


Jean Grumet, Member

ABSENT

LaMarr J. Jackson, Member

Dated and signed in the Office
of the Industrial Board of Appeals
at New York, New York, on
October 21, 2009.