

STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

-----X
 In the Matter of the Petition of: :
 :
 DAVID SERAFIN, :
 :
 Petitioner, :
 :
 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 :
 dated July 6, 2009, :
 :
 - against - :
 :
 THE COMMISSIONER OF LABOR, :
 :
 Respondent. :
 -----X
 :
 X

DOCKET NO. PR 09-194
RESOLUTION OF DECISION

APPEARANCES

David Serafin, *pro se* petitioner;

Maria L. Colavito, Counsel, NYS Department of Labor, Benjamin T. Garry of Counsel, for Respondent.

WHEREAS:

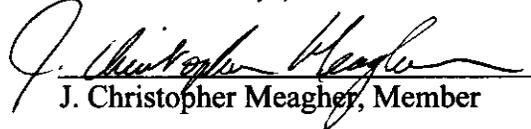
1. The above proceeding was commenced by the filing of a petition for review pursuant to Labor Law § 101 and Part 66 of the Industrial Board of Appeals' Rules of Procedure and Practice (Rules) (12 NYCRR Part 66) on July 17, 2009; and
2. On April 11, 2011, the parties filed a duly executed stipulation removing Serafin's name from the orders to comply issued against the petitioner; and
3. The stipulation also provides that Serafin withdraws his petition; and
4. The Board approves the amendment of the orders and petitioner's withdrawal of the petition.

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

This proceeding be, and the same hereby is, dismissed in accordance with the Board's Rules.



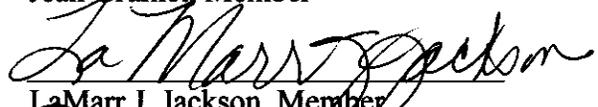
Anne P. Stevason, Chairman



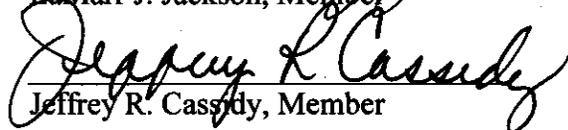
J. Christopher Meagher, Member



Jean Grumet, Member



LaMarr J. Jackson, Member



Jeffrey R. Cassidy, Member

Dated and signed in the Office
of the Industrial Board of Appeals
at New York, New York, on
April 27, 2011.