



The order sought to be reviewed was issued on May 4, 2012, and therefore, any petition for review filed with the Board after July 3, 2012 would be untimely (Board Rules of Procedure and Practice 66.3 [a], 65.5 and 65.3 [a]; [12 NYCRR 66.3 [a], 65.5 and 65.3 (a)]). As the petition in this proceeding was not received by the Board until August 15, 2012, in an envelope post-marked July 26, 2012, it was untimely.

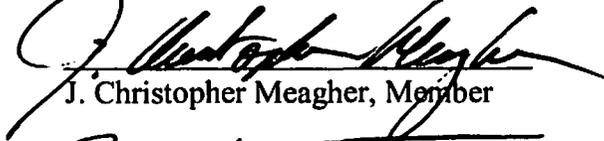
The petitioner did not file an opposition to the motion.

**NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:**

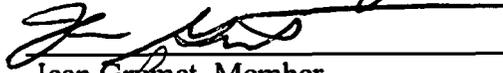
The Commissioner of Labor's motion to dismiss the petition for review is granted in its entirety, and the petition for review be, and the same hereby is, dismissed.



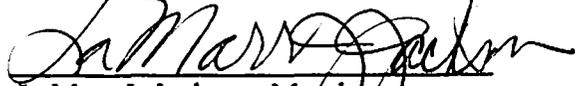
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Anne P. Stevason, Chairperson



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J. Christopher Meagher, Member



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Jean Gramet, Member



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LaMarr J. Jackson, Member



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Jeffrey R. Cassidy, Member

Dated and signed in the Office  
of the Industrial Board of Appeals  
at New York, New York, on  
July 25, 2013.