

STATE OF NEW YORK  
INDUSTRIAL BOARD OF APPEALS

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In the Matter of the Petition of: :  
 :  
EDDY E. MENDOZA AND PETROS :  
CONTRACTING GROUP INC., :  
 :  
 :  
Petitioners, : DOCKET NO. PR 16-037  
 :  
 :  
To Review Under Section 101 of the Labor Law: : INTERIM  
An Order to Comply With Article 6 of the Labor Law, : RESOLUTION OF DECISION  
and an Order Under Article 19 of the Labor Law, both :  
issued January 6, 2016, :  
 :  
 :  
- against - :  
 :  
THE COMMISSIONER OF LABOR, :  
 :  
 :  
Respondent. :  
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**APPEARANCES**

Eddy Mendoza, petitioner pro se, and for Petros Contracting Group Inc.

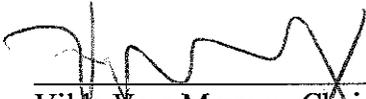
**WHEREAS:**

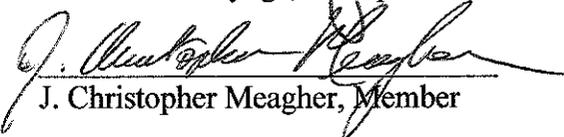
1. The above proceeding was commenced by the filing of a petition for review pursuant to Labor Law § 101 and Part 66 of the Industrial Board of Appeals Rules of Procedure and Practice (12 NYCRR Part 66) on April 14, 2016, seeking to appeal orders issued by respondent Commissioner of Labor on January 6, 2016; and
2. By letter dated April 18, 2016, the Board notified petitioners that an amended petition that conforms with Board Rule 66.3 must be filed by May 18, 2016, or the petition may be dismissed without further notice; and
3. By letter dated May 16, 2016, petitioners sought an extension of time to file an amended petition; and
4. On May 16, 2016, the Board granted the request and directed petitioners to amend the petition no later than June 15, 2016; and
5. By resolution of decision dated July 13, 2016, we dismissed the proceeding because petitioners failed to file an amended petition as directed by the Board;

6. An amended petition having been filed on July 8, 2016, we revoke our decision of July 13, 2016.

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

1. The decision in this matter dated July 13, 2016 is revoked.
2. The amended petition will be further processed pursuant to the Board's Rules.

  
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Vilda Vera Mayuga, Chairperson

  
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J. Christopher Meagher, Member

ABSENT; DOES NOT OBJECT  
\_\_\_\_\_  
Michael A. Arcuri, Member

ABSENT; DOES NOT OBJECT  
\_\_\_\_\_  
Molly Doherty, Member

  
\_\_\_\_\_  
Gloribelle J. Perez, Member

Dated and signed by the Members  
of the Industrial Board of Appeals  
in New York, New York on  
July 20, 2016.