STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

In the Matter of the Petition of:	:	
JEFFREY M. GENSHAFT AND THE BIG PICTURE, INC.,	:	
Petitioners,	:	DOCKET NO. PR 16-023
To Review Under Section 101 of the Labor Law: Order to Comply # 16-00021,	:	RESOLUTION OF DECISION
- against -	:	
THE COMMISSIONER OF LABOR,	:	
Respondent.	:	

APPEARANCES

Jeffrey Genshaft, petitioner pro se, and for The Big Picture, 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 February 29, 2016, seeking to appeal an order to comply # 16-00021 issued by respondent Commissioner of Labor; and

2. The petition is deficient because the order or orders to be reviewed are not attached as required by Board Rule 66.3 (d); and

3. By letter dated February 29, 2016, the Board notified petitioners that they must file an amended petition that conforms with Board Rule 66.3 by March 29, 2016, or the petition might be dismissed without further notice; and

4. Pursuant to Board Rule 65.14, "the failure to file any pleading pursuant to these rules when due may . . . constitute a waiver of the right to further participation in the proceeding"; and

5. Petitioners have not filed an amended petition as directed by the Board; and

6. The petition, therefore, must be dismissed for failure to comply with Board Rule 66.3 (d).

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

The petition for review be, and the same hereby is, dismissed in accordance with the Board's Rules.

Vilda Vera Mayuga, Chairperson

J. Christopher Meagher, Member

LaMarr J. Jackson, Member

Michael A. Arcuri, Member

Dated and signed by the Members
of the Industrial Board of Appeals
at Albany, New York
on April 13, 2016.