

STATE OF NEW YORK  
INDUSTRIAL BOARD OF APPEALS

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In the Matter of the Petition of:

LEON MEGE AND THE ART OF PLATINUM,

Petitioners,

To Review Under Section 101 of the Labor Law:  
An Order/s to Comply dated July 18, 2017,

- against -

THE COMMISSIONER OF LABOR,

Respondent.  
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DOCKET NO. PR 17-143

RESOLUTION OF DECISION

**APPEARANCES**


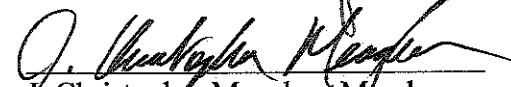
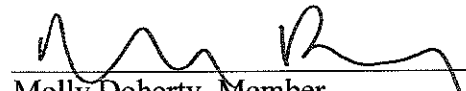
*Leon Mege*, petitioner pro se, and for The Art of Platinum.

**WHEREAS:**

1. The above proceeding was commenced by the filing of a petition for review pursuant to Labor Law § 101 and Industrial Board of Appeals Rules of Procedure and Practice (Board Rules) (12 NYCRR) § 66 on September 15, 2017, seeking to appeal an order or orders 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 Rules (12 NYCRR) § 66.3 (d); and
3. By letter dated September 28, 2017, the Board notified petitioners that they must file an amended petition that conforms with Board Rules (12 NYCRR) § 66.3 by October 28, 2017, or the petition may be dismissed without further notice; and
4. Pursuant to Board Rules (12 NYCRR) § 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 Rules (12 NYCRR) § 66.3 (d).

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

The petition for review is dismissed in accordance with the Board's Rules.

  
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Vilda Vera Mayuga, Chairperson  
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J. Christopher Meagher, Member  
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Michael A. Arcuri, Member  
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Molly Doherty, Member  
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Gloribelle J. Perez, Member

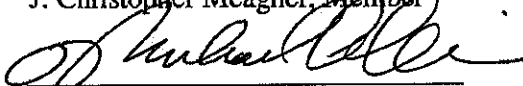
Dated and signed by the Members  
of the Industrial Board of Appeals  
in New York, New York, on  
December 13, 2017.

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

The petition for review is dismissed in accordance with the Board's Rules.

\_\_\_\_\_  
Vilda Vera Mayuga, Chairperson

\_\_\_\_\_  
J. Christopher Meagher, Member

  
\_\_\_\_\_  
Michael A. Arcuri, Member

\_\_\_\_\_  
Molly Doherty, Member

Dated and signed by a Member  
of the Industrial Board of Appeals  
in Syracuse, New York, on  
December 13, 2017.

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