

STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

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In the Matter of the Petition of:	:	
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QAUSH BEQIRAJ A/K/A QUASH BEQIRAJ	:	
AND AFERDITE BEQIRAJ,	:	
	:	
Petitioners,	:	DOCKET NO. PR 16-003
	:	
To Review Under Section 101 of the Labor Law:	:	<u>RESOLUTION OF DECISION</u>
An Order to Comply with Article 6 of the Labor Law	:	
and an Order Under Article 19 of the Labor Law,	:	
both dated November 3, 2015,	:	
	:	
- against -	:	
	:	
THE COMMISSIONER OF LABOR,	:	
	:	
Respondent.	:	
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APPEARANCES

Qaush Beqiraj and Aferdite Beqiraj, pro se petitioners.

Pico Ben-Amotz, Esq., General Counsel, NYS Department of Labor (John-Raphael Pichardo of counsel), for respondent.

WHEREAS:

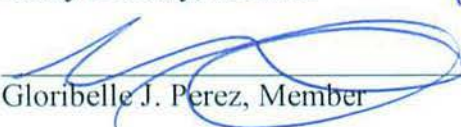
1. The above proceeding was commenced by the filing of a petition for review pursuant to Labor Law § 101 and Part 66 of the Industrial Board of Appeals' Rules of Procedure and Practice (Rules) (12 NYCRR Part 66) on January 5, 2016; and
2. Respondent Commissioner of Labor filed an answer to the petition on February 2, 2016; and
3. Upon notice to the parties, dated March 1, 2016, a hearing was scheduled for June 10, 2016; and
4. Petitioners failed to attend or otherwise appear at the hearing; and
5. Pursuant to Labor Law § 103 and Board Rule 65.30, the burden of proof is on petitioners to prove that the orders under review are not valid or reasonable; and
6. Pursuant to Board Rule 65.24, "the failure of a party to appear at a hearing shall be deemed to be a waiver of all rights except the rights to be served with a copy of the decision of the Board

and to request Board review pursuant to Rule 65.41," unless application for reinstatement is made within five days after the scheduled hearing; and

7. Petitioners have not made an application for reinstatement.

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
Michael A. Arcuri, Member
Molly Doherty, Member
Gloribelle J. Perez, Member

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