

STATE OF NEW YORK
INDUSTRIAL BOARD OF APPEALS

-----X
In the Matter of the Petition of:

HELEN SIEGER AND KINGSBRIDGE HEIGHTS
CARE CENTER, INC. (T/A KINGSBRIDGE
HEIGHTS REHABILITATION & CARE CENTER),

Petitioners,

DOCKET NO. PR 09-014

To Review Under Section 101 of the Labor Law:
An Order to Comply with Article 6 and an Order
under Article 19 the Labor Law, both dated December
22, 2008,

RESOLUTION OF DECISION

- against -

THE COMMISSIONER OF LABOR,

Respondent.
-----X

APPEARANCES

Helen Seiger, *pro se*, for Petitioners.

Maria L. Colavito, Counsel, NYS Department of Labor, Benjamin A. Shaw of Counsel, for Respondent.

WHEREAS:

1. Pursuant to Labor Law Section 101 and Part 66 of the Board's Rules of Procedure and Practice (Rules), on January 21, 2009, the Petitioners commenced the above proceeding by filing a petition for review of the Orders that Respondent Commissioner of Labor (Commissioner) issued on December 22, 2008 against the Petitioners; and
2. The Commissioner filed an answer to the petition on March 3, 2009; and
3. By letter from counsel for the Department of Labor dated June 22, 2009, the Board was informed that the Order to Comply on review in this proceeding was paid in full; and
4. By letter dated June 22, 2009, the Board requested that Petitioners advise the Board by July 22, 2009, whether or not they intended to proceed with the appeal challenging the Commissioner's orders and stated that if there were no response by July 22, 2009, the

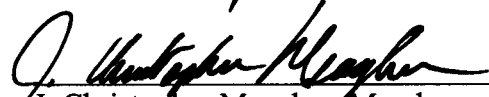
5. Board would assume that they had no further interest in proceeding with the appeal and that they have withdrawn their petition; and
6. The Board, having received no further correspondence from Petitioners, finds that further review of the Orders here is unnecessary, and that the proceeding should be discontinued.

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

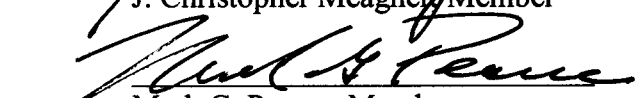
The above proceeding be, and the same hereby is, discontinued in accordance with the Board's Rules.



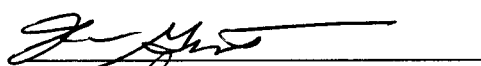
Anne P. Stevason, Chairman



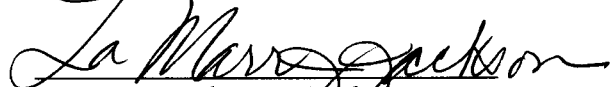
J. Christopher Meagher, Member



Mark G. Pearce, Member



Jean Grumet, Member



LaMarr J. Jackson, Member

Dated and signed in the Office
of the Industrial Board of Appeals
at New York, New York, on
March 24, 2010.