

**Minutes of the August 12, 2020  
Board Meeting of  
The NYS Industrial Board of Appeals**

**CALL TO ORDER**

The regularly scheduled meeting of the Industrial Board of Appeals was held on August 12, 2020 by video conference. The Board's Chairperson, Molly Doherty, called the meeting to order at 10:04 a.m.

**ATTENDANCE**

**New York City**

Molly Doherty, Chairperson  
Gloribelle J. Perez, Member  
Patricia Kakalec, Member  
Najah Farley, Member  
Jean Grumet, Administrative Law Judge  
Jane M. Ipanaque, Secretary for NYC

**Albany**

Benjamin A. Shaw, Counsel  
Matthew Robinson-Loffler, Associate Counsel

**MINUTES**

On motion by Ms. Kakalec, duly seconded by Ms. Perez, and unanimously carried, the minutes of the previous meeting held on June 24, 2020 were approved.

**REPORTS**

Reports showing statistics and case status were distributed to Board Members and staff. The monthly report reflecting activity for June and July 2020 was reviewed and discussed.

	Jun-20	Jun-19	Jul-20	Jul-19	YTD 2020	YTD 2019
<b>NEW PROCEEDINGS COMMENCED:</b>	<b>3</b>	<b>12</b>	<b>4</b>	<b>19</b>	<b>81</b>	<b>99</b>
Section 101 - Review Petitions	1		1		72	
Section 27-A - Public Employer Safety	2		0		6	
Section 104 - Corporate Documents	0		3		3	
Stay Applications	0		0		0	
<b>HEARINGS HELD:</b>	<b>0</b>	<b>9</b>	<b>0</b>	<b>9</b>	<b>8</b>	<b>52</b>
<b>VIDEO HEARINGS HELD:</b>	<b>0</b>	<b>5</b>	<b>0</b>	<b>6</b>	<b>1</b>	<b>30</b>
Capital District	0		0		1	
Upstate	0		0		0	
Downstate	0		0		0	
New York City	0		0		14	
<b>HEARINGS SCHEDULED/NOT HELD:</b>	<b>1</b>	<b>9</b>	<b>0</b>	<b>13</b>	<b>122</b>	<b>77</b>
Postponed	1	8	0	6	94	56
Resolved Prior to Hearing	2	1	4	7	28	21
Administratively Closed	2	1	4	7	30	21
<b>BOARD RESOLUTIONS</b>	<b>11</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>19</b>	<b>41</b>
<b>CASES CLOSED:</b>	<b>11</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>19</b>	<b>41</b>
Section 101	9		0		14	
Section 27-A	1		0		3	
Section 104	1		0		2	

Section WB	0		0		0	
<b>INTERIM RESOLUTIONS:</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
Stay Applications	0		0		0	
Interim Decisions	0		0		0	

**CONSIDERATION OF RESOLUTIONS & DELIBERATION**

On motion by Ms. Kakalec, duly seconded by Ms. Farley, and unanimously carried, the meeting was moved into quasi-judicial deliberation at 10:16 a.m.

**Section 101:**

Docket No. Name

- PR 18-059 Susan R. Meloccaro, Warren L. Richman, and Career and Educational Consultants, Inc. T/A Career and Educational Consultants
- PR 19-013 Charles S. Cha and Millennium Dae Dong Inc.
- PR 19-045R Kulbir Bir Singh and Kul Construction, Inc. T/A Taj Palace Restaurant also T/A K&D United Inc.
- PR 19-083 Christopher Palazzolo
- PR 19-108 Anthony A. Smith a/k/a Toni Smith and JBS Transportation Inc.
- PR 19-145 Gene Frisco

On motion by Ms. Perez, duly seconded by Ms. Farley, and unanimously carried, the Resolutions of Decision under Section 101 were adopted.

On motion by Ms. Kakalec, duly seconded by Ms. Farley, and unanimously carried, the meeting moved out of quasi-judicial deliberation at 10:48 a.m.

On motion by Ms. Perez, duly seconded by Ms. Farley, and unanimously carried, the Rules for Electronic Filing were extended to December 31, 2020.

**DISCUSSION**

The Board discussed the following topics:

- A. Extend electronic filing rules
- B. Additional Board Meeting dates

**UPCOMING BOARD MEETING DATES AND LOCATIONS**

- Wednesday, September 30, 2020, Board Meeting at 10:00 a.m., via Webex
- Wednesday, November 18, 2020, Board Meeting at 10:00 a.m., via Webex
- Wednesday, January 13, 2021, Board Meeting at 10:00 a.m., via Webex
- Wednesday, February 24, 2021, Board Meeting at 10:00 a.m., via Webex
- Wednesday, April 7, 2021, Board Meeting at 10:00 a.m., via Webex
- Wednesday, June 2, 2021, Board Meeting at 10:00 a.m., via Webex
- Wednesday, July 14, 2021, Board Meeting at 10:00 a.m., via Webex
- Wednesday, August 25, 2021, Board Meeting at 10:00 a.m., via Webex
- Wednesday, September 8, 2021, Board Meeting at 10:00 a.m., via Webex
- Wednesday, October 20, 2021, Board Meeting at 10:00 a.m., via Webex

**ADJOURNMENT**

There being no further business, upon motion by Ms. Farley, duly seconded by Ms. Perez, and unanimously carried, the meeting was adjourned at 10:55 a.m.