

**Minutes of the June 2, 2021
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 June 2, 2021 by video conference. The Board's Chairperson, Molly Doherty, called the meeting to order at 11:05 a.m.

ATTENDANCE

Molly Doherty, Chairperson
Gloribelle J. Perez, Member
Michael A. Arcuri, Member
Patricia Kakalec, Member
Najah Farley, Member
Jean Grumet, Administrative Law Judge

Benjamin A. Shaw, Counsel
Matthew D. Robinson-Loffler, Associate Counsel
Dana E. DePass, Administrative Assistant
Jane M. Ipanaque, Administrative Assistant

MINUTES

On motion by Mr. Arcuri, duly seconded by Ms. Kakalec, and unanimously carried, the minutes of the previous meeting held on April 7, 2021 were approved.

REPORTS

The monthly report reflecting activity for April and May 2021 was reviewed and discussed.

	April		May		Year to Date	
	2021	2020	2021	2020	2021	2020
NEW PROCEEDINGS COMMENCED:	27	10	18	6	76	74
Section 101 - Review Petitions	25		15		65	
Section 27-A - Public Employer Safety	1		1		4	
Section 104 - Corporate Documents	1		2		7	
Stay Applications	0		0		0	
HEARINGS HELD:	13	0	7	0	51	8
VIDEO HEARINGS HELD:	13		7		51	8
HEARINGS SCHEDULED/NOT HELD:	9	33	9	15	35	116
Postponed	5	33	8	15	29	83
Resolved Prior to Hearing	4	0	1	0	6	22
Administratively Closed	15	0	7	0	30	24
BOARD RESOLUTIONS:	6	0	0	0	0	8
CASES CLOSED:	6	0	0	0	0	8
Section 101	10		0		0	
Section 27-A	3		0		0	
Section 104	2		0		0	

Section WB	0		0		0	
INTERIM RESOLUTIONS:	0		0		0	
Stay Applications	0		0		0	
Interim Decisions	0		0		0	

CONSIDERATION OF RESOLUTIONS & DELIBERATION

On motion by Mr. Arcuri, duly seconded by Ms. Kakalec, and unanimously carried, the meeting was moved into quasi-judicial deliberation at 11:11 a.m.

Section 101:

Docket No. Name

- PR 19-018 Jolanda D. Torres AKA Jolanda D. Halter and California Rollin, Inc. T/A California Rollin
- PR 19-072 Helena Barquet
- PR 19-077 Affective LCSW Services PLLC and Delsa Fauconier
- PR 19-109 James Obayagbona AKA James J. Obayabona and Miracle Security, Inc.
- PR 19-135 Francisco Garcia AKA Francisco Blanch AKA Francisco De Asis Garcia Blanch and Gabriela Echeverria
- PR 20-060 Lookman Afolayan and Buka NY Corp.
- PR 21-007 Scott Sanders and Rogers Avenue Enterprises LLC
- PR 21-023 Adrian Shahini and Adriano Mechanical Corp.

Except for Docket No. PR 19-109, on motion by Ms. Kakalec, duly seconded by Mr. Arcuri, and unanimously carried, the Resolutions of Decision under Section 101 were adopted. Resolution for Docket No. PR 19-109 was removed from the Agenda for further review.

Section 104:

Docket No. Name

- CI 21-004 Workers Alliance Local 218 Inc.
- CI 21-005 International Union, United Auto, UAW Local 4100, Inc.
- CI 21-006 Livingston County Deputy Sheriffs’ Coalition, Inc.
- CI 21-007 Music Workers Alliance, Inc.

On motion by Ms. Farley, duly seconded by Ms. Kakalec, and unanimously carried, the Resolutions of Approval and Disapproval under Section 104 were adopted.

On motion by Mr. Arcuri, duly seconded by Ms. Farley, and unanimously carried, the meeting moved out of quasi-judicial deliberation at 1:08 p.m.

DISCUSSION

The Board discussed the following topics:

- A. Electronic filing rule extension – extended through October 1, 2021
- B. Email and SLMS accounts
- C. Hero Act

UPCOMING BOARD MEETING DATES AND LOCATIONS

Wednesday, July 14, 2021, Board Meeting at 10:00 a.m., via Zoom

CANCELED - Wednesday, September 8, 2021, Board Meeting

NEW DATE - Wednesday, September 29, 2021, Board Meeting at 10:00 a.m., via Zoom

Wednesday, October 20, 2021, Board Meeting at 10:00 a.m., via Zoom

ADJOURNMENT

There being no further business, upon motion by Mr. Arcuri, duly seconded by Ms. Perez, and unanimously carried, the meeting was adjourned at 1:26 p.m.