

**The NYS Industrial Board of Appeals
Board Meeting Minutes
of March 8, 2023**

CALL TO ORDER

The regularly scheduled meeting of the Industrial Board of Appeals was held on March 8, 2023, by video conference. The Board’s Chairperson, Molly Doherty, called the meeting to order at 10:04 a.m.

ATTENDANCE

Molly Doherty, Chairperson
Michael A. Arcuri, Member
Patricia Kakalec, Member
Najah Farley, Member
Sandra Abeles, Member

Benjamin A. Shaw, Counsel
Jacob Korder, Administrative Law Judge
Jane M. Ipanaque, Executive Assistant
Christina Drew, Administrative Assistant

MINUTES

On motion by Ms. Kakalec, duly seconded by Ms. Abeles, and unanimously carried, the minutes of the previous meeting held on January 11, 2023, were adopted.

REPORTS

The monthly report reflecting activity for January and February 2023, and yearly report reflecting activity for 2022, were reviewed, and discussed.

Monthly Report - Nov 1, 2022 – Dec 31, 2022							
CASES	PR	PES	CI	WB	SA	FL	ART
Current Cases	203	18	1	0	0	0	0
New Cases	27	4	1	0	0	0	0
Admin Closed	10	0	0	0	0	0	0
Draft Decisions	0	0	0	0	0	0	0
CONFERENCES							
Scheduled	11	0	0	0			
Held	35	0	0	0			
Adjourned	5	0	0	0			
Cancelled	3	0	0	0			
HEARINGS							
Scheduled	4	0	0	0			
Held	16	2	0	0			
Adjourned	15	0	0	0			
Cancelled	12	2	0	0			

In quasi-judicial deliberation

On motion by Mr. Arcuri, duly seconded by Ms. Abeles, and unanimously carried, the meeting was moved into quasi-judicial deliberation at 10:07 a.m.

CONSIDERATION OF RESOLUTIONS & DELIBERATION

Section 101:

Docket No. Name

- PR 19-067 Mugisha F. Sahini and Riverside Line, Inc.
- PR 20-041 Faisel Abuu Haruna A/K/A Faisel Haruna and Cameron Transport, Corp.
- PR 20-064 Old Forge Mill, Inc. and Adam Matthews
- PR 21-130 Johnnie Kevin Machinski
- PR 21-137 James Smith
- PR 21-148 Shirley Chen
- PR 21-153 Leah Setton
- PR 22-076 Maria Montessori School Inc.
- PR 22-089 Marsha Grant

Mr. Arcuri recused himself from discussing and voting on the decision for Docket No. PR 20-064, and so he left the meeting at 10:22 a.m. On motion by Ms. Abeles, duly seconded by Ms. Kakalec, and the remaining Board Members unanimously carried, the Resolution of Decision for Docket No. PR 20-064 was adopted. Mr. Arcuri returned to the meeting at 10:39 a.m. On motion by Ms. Farley, duly seconded by Ms. Doherty, and the Board unanimously carried, the remaining Resolutions of Decision under Section 101 were adopted.

Section 27-A:

Docket No. Name

- PES 22-007 Dominick Hudyberdi

On motion by Ms. Abeles, duly seconded by Ms. Farley, and the Board unanimously carried, the Resolution of Decision under Section 27A was adopted.

Out of quasi-judicial deliberation

On motion by Mr. Arcuri, duly seconded by Ms. Farley, and the Board unanimously carried, the meeting moved out of quasi-judicial deliberation at 10:44 a.m.

DISCUSSION

The Board discussed the following topics:

- A. Farmworker regs scheduling
- B. Mandatory training
- C. NYC office move

UPCOMING BOARD MEETING DATES AND LOCATIONS

- Canceled - Wednesday, April 26, 2023, Board Meeting at 10:00 a.m., via Zoom
- New – Wednesday, May 17, 2023, Board Meeting at 10:00 a.m., via Zoom
- Canceled - Wednesday, June 7, 2023, Board Meeting at 10:00 a.m., via Zoom
- Wednesday, July 26, 2023, Board Meeting at 10:00 a.m., via Zoom
- Wednesday, Sept. 20, 2023, Board Meeting at 10:00 a.m., via Zoom
- Wednesday, Nov. 15, 2023, Board Meeting at 10:00 a.m., via Zoom
- Wednesday, Jan. 17, 2024, Board Meeting at 10:00 a.m., via Zoom

ADJOURNMENT

There being no further business, upon motion by Mr. Arcuri, duly seconded by Ms. Abeles, and the Board unanimously carried, the meeting was adjourned at 10:57 a.m.