

**NYS Industrial Board of Appeals  
Board Meeting Minutes  
of January 17, 2024**

**CALL TO ORDER**

The regularly scheduled meeting of the Industrial Board of Appeals was held on January 17, 2024, by video conference. The Board’s Chairperson, Molly Doherty, called the meeting to order at 10:06 a.m.

**ATTENDANCE**

Molly Doherty, Chairperson	Benjamin A. Shaw, Counsel
Michael A. Arcuri, Member	Jacob Korder, Administrative Law Judge
Najah Farley, Member and Deputy Counsel	Christina Drew, Administrative Assistant
Patricia Kakalec, Member	Jane M. Ipanaque, Executive Assistant
Sandra Abeles, Member	

**MINUTES**

On motion by Mr. Arcuri, duly seconded by Ms. Kakalec, and the Board Members unanimously carried, the minutes of the previous meeting held on November 15, 2023, were adopted.

**REPORTS**

An overview reflecting activity for November and December 2023, was provided.

<b>Total Open Cases:</b>	<b>219</b>	<b>PR/180</b>	<b>PES/21</b>	<b>CI/0</b>	<b>ART-78/18</b>	
<b><u>New Cases</u></b>	<b><u>November</u></b>		<b><u>December</u></b>		<b><u>YTD</u></b>	
	<b>2023</b>	<b>2022</b>	<b>2023</b>	<b>2022</b>	<b>2023</b>	<b>2022</b>
PR	8	-	6	-	141	-
PES	1	-	2	-	18	-
CI	1	-	0	-	8	-
WB	0	-	0	-	0	-
ART-78	1	-	0	-	9	-
<b>Total</b>	<b>11</b>	<b>-</b>	<b>8</b>	<b>-</b>	<b>176</b>	<b>-</b>
<b><u>Closed</u></b>	<b><u>Nov</u></b>	<b><u>Dec</u></b>				
PR	22	2				
PES	1	0				
CI	1	0				
ART	1	1				
<b>Total</b>	<b>25</b>	<b>3</b>				
<b><u>Hearings</u></b>	<b><u>Nov</u></b>	<b><u>Dec</u></b>	<b><u>Total</u></b>			
Scheduled	27	16	43			
Held	17	4	21			
Adjourned	6	10	16			
Settled	4	2	6			

<u>Filed by</u>	<u>Nov</u>	<u>Dec</u>	<u>Total</u>
Mail	0	1	1
Email	11	4	15
Web	0	3	3

**In quasi-judicial deliberation**

On motion by Ms. Abeles, duly seconded by Ms. Farley, and unanimously carried, the meeting was moved into quasi-judicial deliberation at 10:19 a.m.

**CONSIDERATION OF RESOLUTIONS & DELIBERATION**

**Section 101:**

<u>Docket No.</u>	<u>Name</u>
PR 20-076	Magnus T. Francis
PR 20-079	Derwin Francis
PR 20-083r	Jermaine Burrowes, Paul Burrowes, Mango Seed Restaurant, Inc., and Zurilee Restaurant, Inc.
PR 21-009	Steven J. Andzel Jr. and Alice Andzel T/A New Creation Fellowship of Buffalo
PR 21-094	O'Neil G. Henry and Imperial Asphalt and Imperial Asphalt and Aggregate Distributor Incorporated T/A Imperial Asphalt
PR 21-155	Rohoman Bacchus
PR 22-041	Brenda Guzman and Lizz Nails Inc.
PR 22-067	Christopher J. Powis T/A Metro Air
PR 22-124	Leslie Woodward and Edenesque, LLC
PR 23-028	Dudley Anthony Rowe
PR 23-115	Syed A. Ali and Azad Na Inc. T/A Azad Mart
PR 23-123	Daniel Andress
PR 23-126	Nathan J. Jackson and Long Island Youth Club, Inc.
PR 23-128	Philip Ye and Us Eastern System Inc.
PR 23-140	Daniel Soto III and 3D Renovating, LLC

On motion by Ms. Abeles, duly seconded by Mr. Arcuri, and the Board Members unanimously carried, the Resolutions of Decision under Section 101 were adopted.

**Section 27-A:**

<u>Docket No.</u>	<u>Name</u>
PES 19-017	New York City Fire Department

On motion by Ms. Kakalec, duly seconded by Mr. Arcuri, and the Board Members unanimously carried, the Resolution of Decision under Section 27A was adopted.

**Points of discussion**

Motions to dismiss

**Out of quasi-judicial deliberation**

On motion by Ms. Abeles, duly seconded by Ms. Farley, and the Board Members unanimously carried, the meeting moved out of quasi-judicial deliberation at 11:24 a.m.

**DISCUSSION**

The Board discussed the following topics:

- A. Mandatory training
  - Training videos for January and May are now posted in SLMS.
- B. Staffing update
  - The IBA is in final hiring stages to fill the Associate Counsel position

**UPCOMING BOARD MEETING DATES AND LOCATIONS**

- Wednesday, March 13, 2024, Board Meeting at 10:00 a.m., TBD
- Wednesday, April 17, 2024, Board Meeting at 10:00 a.m., TBD
- Wednesday, June 5, 2024, Board Meeting at 10:00 a.m., TBD
- Wednesday, July 24, 2024, Board Meeting at 10:00 a.m., TBD
- Wednesday, September 18, 2024, Board Meeting at 10:00 a.m., TBD
- Wednesday, October 30, 2024, Board Meeting at 10:00 a.m., TBD
- Wednesday, December 11, 2024, Board Meeting at 10:00 a.m., TBD

**ADJOURNMENT**

There being no further business, upon motion by Ms. Abeles, duly seconded by Mr. Arcuri, and the Board unanimously carried, the meeting was adjourned at 11:29 a.m.