In the Matter of

FRESH START PAINTING CORP. and GREGORY A. FUCCI, GREGORY FUCCI, JR., and EFTHIMIA AHLADIS a/k/a EFFIE AHLADIS, Individually and as officers and shareholders of the corporation; G. FUCCI PAINTING, INC. as a successor or substantially owned-affiliated entity, and GREGORY A. FUCCI, Individually and as an officer and shareholder of the corporation; PAF PAINTING CORP. as a successor or substantially owned-affiliated entity; PROFESSIONAL ESTIMATING & BUSINESS CORP. as a successor or substantially owned-affiliated entity, and GREGORY FUCCI, JR., Individually and as an officer and shareholder of the corporation; APOLLO PAINTING CORP., as a successor or substantially owned-affiliated entity, and GREGORY A. FUCCI, and GREGORY FUCCI, JR., Individually and as officers and shareholders of the corporation; APOLLO CONSTRUCTION SERVICES CORP., as a substantially-owned affiliated entity, and GREGORY A. FUCCI, Individually and as an officer and shareholder of the corporation; G. FUCCI PAINTING, INC., as a substantially-owned affiliated entity, and GREGORY A. FUCCI, Individually and as an officer and shareholder of the corporation; G FUCCI CONSTRUCTION SERVICES CORP., as a substantially-owned affiliated entity, and GREGORY FUCCI, JR., Individually and as an officer and shareholder of the corporation; PAF PAINTING SERVICES INC. d/b/a GARDEN STATE PAINTING, as a substantially-owned affiliated entity, and GREGORY A. FUCCI, Individually and as an officer and shareholder of the corporation; PAF PAINTING CORP., as a substantially-owned affiliated entity; P.A.F. PAINTING SERVICES OF WESTCHESTER, INC., as a substantially ownedaffiliated entity; and GAF PAINTING, LLC, as a substantially owned-affiliated entity, and GREGORY A. FUCCI, Individually as an officer and member of the corporation;

Prime Contractor

for a determination pursuant to Article 8 of the Labor Law as to whether prevailing wages and supplements were paid to or provided for the workers employed on a public work project known as the Painting of the Crompond Intermediate School, in the Town of Yorktown Heights

NOTICE OF FILING

Prevailing Rate Case Case No. 2011009055 PW 08 2011012101 In the Matter of

WORTH CONSTRUCTION CO., INC. and WILLIAM S. DIZENZO, Individually as one of the five largest shareholders of the corporation

Prime Contractor; And

G. FUCCI PAINTING, INC., and GREGORY FUCCI, Individually, and as President and one of the five largest shareholders of the corporation; PAF PAINTING CORP., as a substantially-owned affiliated entity; PROFESSIONAL ESTIMATING & BUSINESS CORP. as a successor or substantially owned-affiliated entity, and GREGORY FUCCI, JR., Individually and as an officer and shareholder of the corporation; APOLLO PAINTING CORP., as a successor or substantially owned-affiliated entity, and GREGORY A. FUCCI, and GREGORY FUCCI, JR., Individually and as officers and shareholders of the corporation; APOLLO CONSTRUCTION SERVICES CORP., as a substantially-owned affiliated entity, and GREGORY A. FUCCI, Individually and as an officer and shareholder of the corporation; G FUCCI CONSTRUCTION SERVICES CORP., as a substantially-owned affiliated entity, and GREGORY FUCCI, JR., Individually and as an officer and shareholder of the corporation; PAF PAINTING SERVICES INC. d/b/a GARDEN STATE PAINTING, as a substantially-owned affiliated entity, and GREGORY A. FUCCI, Individually and as an officer and shareholder of the corporation; PAF PAINTING CORP., as a substantially-owned affiliated entity; and P.A.F. PAINTING SERVICES OF WESTCHESTER, INC., as a substantially owned-affiliated entity; FRESH START PAINTING CORP., as a substantially owned-affiliated entity, and GREGORY A. FUCCI, GREGORY FUCCI, JR., and EFTHIMIA AHLADIS a/k/a EFFIE AHLADIS, Individually and as officers and shareholders of the corporation; and GAF PAINTING, LLC, as a substantially owned-affiliated entity, and GREGORY A. FUCCI, Individually as an officer and member of the corporation;

Subcontractor

for a determination pursuant to Article 8 of the Labor Law as to whether prevailing wages and supplements were paid to or provided for the workers employed on a public work project known as the Construction of Kaplan Hall, at SUNY Orange Washington Center, in Newburgh.

Prevailing Rate Case Case No. 2009004232 PW 11 2010028035

Orange County

STATE OF NEW YORK DEPARTMENT OF LABOR

In the Matter of

ROK-BUILT CONSTRUCTION INC., STEPHEN FERRI, and ANGELO FERRI, Individually, and as officers and among the five largest shareholders of the corporation

Prime Contractor; and

GAF PAINTING, LLC, and GREGORY A. FUCCI, Individually as an officer and member of the corporation; APOLLO CONSTRUCTION SERVICES CORP., d/b/a APOLLO PAINTING CO., and GREGORY A. FUCCI, Individually and as an officer and shareholder of the corporation; APOLLO PAINTING CORP., as a substantially owned-affiliated entity, and GREGORY A. FUCCI, and GREGORY FUCCI, JR., Individually and as officers and shareholders of the corporation; G. FUCCI PAINTING, INC., as a successor or substantially owned-affiliated entity, and GREGORY A. FUCCI. Individually and as an officer and shareholder of the corporation; G FUCCI CONSTRUCTION SERVICES CORP., as a successor or substantially owned-affiliated entity, and GREGORY FUCCI, JR., Individually and as an officer and shareholder of the corporation; PAF PAINTING SERVICES INC. d/b/a GARDEN STATE PAINTING, as a successor or substantially owned-affiliated entity, and GREGORY A. FUCCI, Individually and as an officer and shareholder of the corporation; PAF PAINTING CORP., as a successor or substantially owned affiliated-entity; P.A.F. PAINTING SERVICES OF WESTCHESTER, INC., as a successor or substantially owned-affiliated entity; FRESH START PAINTING CORP., as a successor or substantially owned-affiliated entity, and GREGORY A. FUCCI, GREGORY FUCCI, JR., and EFTHIMIA AHLADIS a/k/a EFFIE AHLADIS, Individually and as officers and shareholders of the corporation;

Subcontractor

for a determination pursuant to Article 8 of the Labor Law as to whether prevailing wages and supplements were paid to or provided for the workers employed on a public work project known as the renovation of the Pearls Hawthorne School, in Yonkers

Prevailing Wage Rate Case No. 2008008397 PW 08 2010021890

Westchester County

In the Matter of

MASTERCRAFT MASONRY I, INC., and LOUIS TANTILLO, Individually, and as an officer and one of the five largest shareholders of the corporation

Prime Contractor;

GAF PAINTING, LLC d/b/a PAF PAINTING, and GREGORY A. FUCCI, Individually as an officer and member of the corporation; APOLLO CONSTRUCTION SERVICES CORP., d/b/a APOLLO PAINTING CO., and GREGORY A. FUCCI, Individually and as an officer and shareholder of the corporation; APOLLO PAINTING CORP., as a substantially owned-affiliated entity, and GREGORY A. FUCCI, and GREGORY FUCCI, JR., Individually and as officers and shareholders of the corporation; G. FUCCI PAINTING, INC., as a successor or substantially owned-affiliated entity, and GREGORY A. FUCCI, Individually and as an officer and shareholder of the corporation; G FUCCI CONSTRUCTION SERVICES CORP., as a successor or substantially owned-affiliated entity, and GREGORY FUCCI, JR., Individually and as an officer and shareholder of the corporation; PAF PAINTING SERVICES INC. d/b/a GARDEN STATE PAINTING, as a successor or substantially owned-affiliated entity, and GREGORY A. FUCCI, Individually and as an officer and shareholder of the corporation; PAF PAINTING CORP., as a successor or substantially owned affiliated-entity; and P.A.F. PAINTING SERVICES OF WESTCHESTER, INC., as a successor or substantially owned-affiliated entity; FRESH START PAINTING CORP., as a successor or substantially owned-affiliated entity, and GREGORY A. FUCCI, GREGORY FUCCI, JR., and EFTHIMIA AHLADIS a/k/a EFFIE AHLADIS, Individually and as officers and shareholders of the corporation;

Subcontractor,

for a determination pursuant to Article 8 of the Labor Law as to whether prevailing wages and supplements were paid to or provided for the workers employed on a public work project known as the additions and alterations to the Rondout Valley Middle and High Schools, in Accord

Prevailing Rate Case Case No. 2008008505 PW 08 2010027624

Ulster County

PLEASE TAKE NOTICE that annexed hereto are true copies of the final Determination & Order and the Report & Recommendation duly filed in the Office of the Commissioner of Labor on March 12, 2014.

Labor Law § 220 (8) provides that any party aggrieved by this Determination & Order may, pursuant to Article 78 of the Civil Practice Law and Rules, commence a proceeding for review directly in the Appellate Division of the Supreme Court within 30 days from this Notice of Filing.

Dated: March 12, 2014

Albany, New York

Jerome A. Tracy, Hearing Officer Office of Administrative Adjudication

TO:

Christopher Smith, Esq.
Trivella & Forte, LLP
1311 Mamaroneck Ave.,
Suite 170
White Plains, NY 10605
Attorney for the Fucci Respondents

Allan M. Bahn, Esq.
Bahn Multer & Gold, LLP
555 Fifth Avenue, 14th Fl.
New York, NY 10017-2416
Attorney for Worth Construction

Alexander A. Miuccio. Esq. 11 Martine Avenue White Plains, NY 10606 Attorney for Rok-Built Constructions Daniel Szalkiewicz, Esq.
Attorney at Law
280 Riverside Driver
New York, NY 10025
Attorney for Mastercraft Masonrys

Orange County Public Works P.O. Box 509 Goshen, NY 10924

Yorktown Central School District 2725 Crompound Road Yorktown Heights, NY 10598

Yonkers Board of Education Yonkers Public Schools One Larkin Center Yonkers, NY 10701

Rondout Valley Central School District 122 Kyserike Road Accord, NY 12404

Safeco Insurance Company of America 1001 4th Ave. Seattle, WA 98154

Aon Risk Services Northeast, Inc. Surety for Mastercraft Masonry I, Inc. 390 Broadway Jericho, NY 11753

FOR THE DEPARTMENT

James Rogers, Deputy Commissioner for Business and Labor Affairs New York State Department of Labor 9 Bond Street Brooklyn, NY 11201

Jerome A. Tracy, Hearing Officer Administrative Adjudication Unit New York State Department of Labor State Office Building Campus Building 12, Room 266C Albany, NY 12240 Christopher Alund, Director Bureau of Public Work New York State Department of Labor State Office Building Campus Building 12, Room 130 Albany, NY 12240-0130

David Bouchard, Assistant Director Bureau of Public Work New York State Department of Labor State Office Building Campus Building 12, Room 130 Albany, NY 12240-0130

Pico Ben-Amotz, Acting Counsel Louis P. Renzi, , Senior Attorney, of Counsel New York State Department of Labor State Office Building Campus, Bldg 12, Rm. 509 Albany, NY 12240-000