## STATE OF NEW YORK DEPARTMENT OF LABOR

IN THE MATTER OF

NORTH EAST WALL SURFACING, INC.

for a determination pursuant to Section 909 of the New York Labor Law that violations of Labor Law, Article 30 and/or Code Rule 56 took place as hereinafter described. NOTICE OF FILING Asbestos Case No. 25933847

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 October 23, 2013.

Pursuant to Labor Law § 909 (4), any person or contractor adversely affected by this Determination & Order may commence a proceeding to challenge the validity or applicability thereof pursuant to Article 78 of the Civil Practice Law and Rules.

Dated: October 23, 2013

Albany, New York

Jerome Tracy, Hearing Officer

Office of Administrative Adjudication

TO:

North East Wall Surfacing, Inc. 240 Settles Hill Road Altamont, New York 12009 CERTIFIED MAIL, RETURN RECEIPT AND FIRST CLASS MAIL

## FOR THE DEPARTMENT

Gary P. Troue, Hearing Officer New York State Department of Labor State Office Building Campus, Building 12, Room 266C Albany, New York 12240

Jerome Tracy, Associate Attorney Administrative Adjudication Unit New York State Department of Labor State Office Building Campus, Building 12, Room 266C Albany, New York 12240 Vilda Mayuga, Deputy Commissioner for Worker Protection New York State Department of Labor 75 Varick Street, 7th Floor New York, New York 10013

Eileen M. Franko, Acting Director Division of Safety and Health New York State Department of Labor State Office Building Campus, Building 12, Room 522 Albany, New York 12240

Robert Perez, Safety & Health Program Manager Division of Safety and Health New York State Department of Labor State Office Building Campus, Building 12, Room 169 Albany, New York 12240

Christopher Tarbox, Associate Industrial Hygienist Division of Safety and Health New York State Department of Labor State Office Building Campus, Building 12, Room 157 Albany, New York 12240

Peter Russo, Senior. Safety & Health Inspector Division of Safety and Health New York State Department of Labor State Office Building Campus, Building 12, Room 157 Albany, New York 12240

June Prudhomme
Division of Safety and Health
New York State Department of Labor
State Office Building Campus, Building 12, Room 157
Albany, New York 12240

Pico Ben-Amotz, Acting Counsel Steven J. Pepe, Senior Attorney, of Counsel New York State Department of Labor State Office Building Campus, Building 12, Room 509 Albany, New York 12240