#### STATE OF NEW YORK DEPARTMENT OF LABOR

IN THE MATTER OF

### NATIONAL POWER ASSOCIATES CORP

### Respondent

for a determination pursuant to Section 909 of the New York Law that violations of Labor Law, Article 30 and/or Code Rule 56 took place as hereinafter described.

# NOTICE OF FILING

Asbestos Case Nos. 25687319, 25688695, 25688705, 25688707, 25688776, 25688891 25689025, 25694343, 25694349, 25697548, 25707090

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 August 3, 2012.

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: August 3, 2012

Albany, New York

Jerome Tracy, Hearing Officer

Office of Administrative Adjudication

TO:

National Power Associates Corp. 408 47<sup>th</sup> Street Niagara Falls, New York 14304 (FIRST CLASS AND CERTIFIED MAIL/WRETURN RECEIPT)

## For the Department

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

Eileen 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

Martha Waldman, Safety & Health Program Manager - Licensing Division of Safety and Health New York State Department of Labor State Office Building Campus, Building 12, Room 161 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

Alfred Jakubowski, Associate Industrial Hygienist Division of Safety and Health New York State Department of Labor 65 Court Street, Room 405 Buffalo, New York 14202

Edward Krasinski, Senior Industrial Hygienist Division of Safety and Health New York State Department of Labor 65 Court Street, Room 405 Buffalo, New York 14202

Mark Yoder, Safety and Health Inspector Division of Safety and Health New York State Department of Labor 65 Court Street, Room 405 Buffalo, New York 14202

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