# STATE OF NEW YORK

### DEPARTMENT OF LABOR

IN THE MATTER OF

CONTINENTAL CONSTRUCTION, LLC, and

DAVE J. FAIRBANKS, as an officer and/or shareholder of CONTINETAL CONSTRUCTION, LLC;

Prime Contractor and

BMMB CONSTRUCTION LLC, and ELBERT MURPHY, as an officer and/or shareholder of

# BMMB CONSTRUCTION LLC;

and

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 laborers, workers, and mechanics employed on a public work project for Altmar-Parish-Williamstown Central School District NOTICE OF FILING

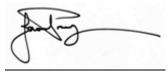
Prevailing Rate Case PRC No. 2013007110 Case ID: PW06 2015004689 Jefferson County

**PLEASE TAKE NOTICE** that annexed hereto are true copies of the final Amended Determination & Order and the Report & Recommendation duly filed in the Office of the Commissioner of Labor on September 20, 2017.

Labor Law § 220 (8) provides that any party aggrieved by this Amended 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: October 3, 2017

Albany, New York



Jerome A. Tracy, Associate Attorney NYSDOL Office of Administrative Adjudication State Office Building Campus, Bldg 12, Room 266C Albany NY 12240

TO:

Continental Construction, LLC 2125 State Highway 812 Gouverneur, New York 13642

Dave J. Fairbanks 128 Welch Road Richville, New York 13681

BMMB Construction LLC 16 Bradford Street Auburn, New York 13021

Elbert Murphy 16 Bradford Street Auburn, New York 13021

### **ALL EMPLOYEES**

James Rogers
Deputy Commissioner of Labor
for Worker Protection
New York State Department of Labor
75 Varick Street, 7<sup>th</sup> Floor
New York, New York 10013

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

Dean A. Peterson, Public Work Wage Investigator Bureau of Public Work New York State Department of Labor Senator Hughes State Office Building 333 East Washington Street Room 419 Syracuse, NY 13202

Michael P. Bruno, Senior Investigator Bureau of Public Work New York State Department of Labor Senator Hughes State Office Building 333 East Washington Street Room 419 Syracuse, NY 13202

Robert Szatanek, Supervisor Bureau of Public Work New York State Department of Labor Senator Hughes State Office Building 333 East Washington Street Room 419 Syracuse, NY 13202

### For the Department

Pico Ben-Amotz, Department Counsel Frank Chou, Attorney, of Counsel New York State Department of Labor 75 Varick Street, 7<sup>th</sup> Floor New York, NY 10013