STATE OF NEW YORK DEPARTMENT OF LABOR

IN THE MATTER OF

PIAZZA BROTHERS, INC. and NICK PIAZZA, as one of the five largest shareholders the corporation Prime Contractor

And

APOLLO PAINTING CORP., GREGORY A. FUCCI, and GREGORY FUCCI, JR.,

Individually and as officers, owners and shareholders of the corporation;

APOLLO CONSTRUCTION SERVICES CORP., as a successor or substantially owned-affiliated entity, and

GREGORY A. FUCCI,
Individually and as an officer, owner and shareholder of the corporation;

G. FUCCI PAINTING, INC.,

as a successor or substantially owned-affiliated entity, and GREGORY A. FUCCI,

Individually and as an officer, owner 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, owner 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, owner 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

Subcontractor

A proceeding pursuant to Article 8 of the Labor Law to determine whether a contractor paid the rates of wages or provided the supplements prevailing in the locality to workers employed on a public work project.

NOTICE OF FILING

Prevailing Rate Case 98006536 Westchester County

IN THE MATTER OF

BEDELL ASSOCIATES, INC.,

and

PETER J SABATINO.

as one of the five largest shareholders of the corporation
Prime Contractor

APOLLO CONSTRUCTION SERVICES CORP., d/b/a APOLLO PAINTING CO.,

and

GREGORY A. FUCCI,

Individually and as an officer, owner 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, owners 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, owner 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, owner 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, owner 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

Subcontractor,

A proceeding pursuant to Article 8 of the Labor Law to determine whether a contractor paid the rates of wages or provided the supplements prevailing in the locality to workers employed on a public work project.

Prevailing Wage Rate Case No. 9700110 Westchester 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:

APOLLO PAINTING CORP. 3 Alan B. Shepard Place Yonkers, NY 10705

APOLLO PAINTING CORP. 157 Tibbetts Road Yonkers, NY 10705

LINDA E. ALARIO, ESQ. Alario & Associates, PC 500 South Salina St Syracuse NY 13202-3327

GREGORY A. FUCCI C/O PAF PAINTING SERVICES, INC. 157 Tibbetts Road Yonkers, NY 10705 GREGORY FUCCI, JR.
C/O APOLLO CONSTRUCTION
SERVICES CORP.
157 Tibbetts Road
Yonkers, NY 10705

G. FUCCI PAITNTING INC. c/o Spiegel & Utrera, P.A.P.C. 1 Maiden Lane, 5th Floor New York, NY 10038

G FUCCI CONSTRUCTION SERVICES CORP. 3 Alan B. Shepard Place Yonkers, NY 10705

PAF PAINTING SERVICES, INC. 157 Tibbetts Road Yonkers, NY 10705

PAF PAINTING SERVICES, INC. c/o Spiegel & Utrera, P.A.P.C. 1 Maiden Lane, 5th Floor New York, NY 10038

PAF PAIINTING CORP. 161 Tibbetts Road Yonkers, NY 10705

P.A.F. PAINTING SERVICES OF WESTCHESTER, INC. c/o Spiegel & Utrera, P.A, P.C. 1 Maiden Lane, 5th Floor New York, NY 10038

MR. PIAZZA
PIAZZA BROTHERS, INC.
3 West Stevens Avenue
Hawthorne, NY 10532

NICK PIAZZA PIAZZA BROTHERS, INC. 3 West Stevens Avenue Hawthorne, NY 10532 BEDELLA ASSOCIATES, INC. 427 N. Macquesten Parkway Mount Vernon, NY 10522

CHRISTOPHER SMITH, ESQ. Trivella & Forte, LLP 1311 Mamaroneck Ave, Suite 170 White Plains NY 10605

PETER J. SABATINO C/O BEDELL ASSOCIATES, INC. 427 N. Macquesten Parkway Mount Vernon, NY 10522

Francis J.O'Reilly, Esq. 10 McMahon Place Mahopac NY 10541

Bedford Central School District Fox Lane Campus P.O. Box 180 Mt. Kisco, NY 10549

Yonkers Public Schools One Larkin Center Yonkers, NY 10701

For the Department:

Jerome A. Tracy, Associate Attorney Administrative Adjudication Unit New York State Department of Labor State Office Building Campus Building 12, Room 266C Albany, NY 12240

Gary P. Troue, Hearing Officer 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

Daniel McCormack, Senior Investigator Department of Public Work New York State Department of Labor 3 Washington Center, 4th Floor Newburgh, NY 12550

Josephine A. Pagan, Sr., Investigator Department of Public Work New York State Department of Labor 75 Varick Street New York NY 10013

Pico Ben-Amotz, Acting Department Counsel Louise G. Roback, Senior Attorney, of Counsel New York State Department of Labor State Office Building Campus Building 12, Room 509 Albany, NY 12240-0005