STATE OF NEW YORK DEPARTMENT OF LABOR

IN THE MATTER OF

GARY McDOWELL, SR., d/b/a GM CONSTRUCTION & LAWN CARE SERVICE

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 laborers, workers and mechanics employed on a public work project known as the sidewalk replacement project for the City of Salamanca NOTICE OF FILING

Prevailing Rate Case No. Case No. 2010004449 PW 03 2010022373

Cattaraugus 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 June 11, 2013.

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: June 11, 2013

Albany, New York

Jerome A. Tracy, Associate Attorney NYSDOL Office of Administrative Adjudication

SOB Campus Bldg 12 Room 266

Albany NY 12240

GARY McDOWELL 567 S. Main Street Bolivar, NY 14715-1112

City of Salamanca Department of Public Work 241 Rochester Street Salamanca, NY 14779

FOR THE DEPARTMENT:

James Roger, Deputy Commissioner For Business & Labor Affairs New York State Department of Labor 9 Bon Street New York, NY 11201

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 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 Edward Scheuer, Senior Investigator Bureau of Public Work New York State Department of Labor State Office Building 65 Court Street, Room 201 Buffalo, NY 14202

James Tyczka, Investigator Bureau of Public Work New York State Department of Labor State Office Building 65 Court Street, Room 201 Buffalo, NY 14202

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