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In the Matter of

**ALLEN P. THESIER AND LAUREL R. THESIER,**

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.

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**NOTICE  
OF  
FILING**

File No.: DSH-0164006

Resolution Case No.: 80127489

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 February 20, 2024.

Labor Law § 909 (4) provides that any party aggrieved by the attached 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: February 20, 2024  
Albany, New York

Marshall H. Day, Chief Administrative Law Judge  
NYSDOL Office of Administrative Adjudication  
SOB Campus Building 12, Room 266c  
Albany, New York 12226

TO: **CERTIFIED MAIL RETURN RECEIPT REQUESTED  
& FIRST-CLASS MAIL**

Allen and Laurel Thesier  
158 Main Street  
Esperance, New York 12066

**VIA EMAIL**

Amy Phillips, Director of Safety and Health

Kirk Fisher, Safety & Health Program Manager 2

Todd Lapan, Administrative Trainee 1

**For the Department**

Jill Archambault, Commissioner and General Counsel  
Debra Collura, Senior Attorney, of Counsel