

STATE OF NEW YORK: DEPARTMENT OF LABOR  
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In the Matter of

FAHS CONSTRUCTION GROUP, INC., and MAYNARD  
FAHS, JR. and STEVE G. KUCERAK, SR., as officers  
and/or shareholders of FAHS CONSTRUCTION GROUP,  
INC.;

Prime Contractor,

and

ZISKE-KRAFT WERKS, INC. d/b/a KRAFTWERKS,  
and WILLIAM KRAFT, JR., as an officer and/or shareholder  
of ZISKE-KRAFT WERKS, INC.;

Subcontractor,

and

RICH T CONSTRUCTION, and RICHARD TIMIAN, as  
officer and/or shareholder of RICH T CONSTRUCTION;

Sub-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 the rehabilitation of  
Physical Science Building at the State University of New  
York College of Oneonta.

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**AMENDED**  
**NOTICE**  
**OF**  
**FILING**

Prevailing Wage Rate  
PRC No. 2013011212  
Case ID: PW00 2016011097  
Otsego 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 November 15, 2018.

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: November 15, 2018  
Albany, New York



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Jerome Tracy, Hearing Officer  
NYS DOL Office of Administrative Adjudication  
State Office Building Campus, Bldg 12 Room 266C  
Albany, NY 12240

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

TO: Alan J. Pope, Esq.  
Pope, Schrader & Pope, LLP  
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Garden City, New York 11530

Maynard Fahs, Jr., Chief Executive Officer  
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Steve G. Kucerak, Sr., Senior Vice President  
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William Kraft Jr., Chief Executive Officer  
Ziske-Kraft Werks, Inc.  
92 Cooper Avenue  
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Richard Timian  
Rich T Construction  
107 Willow Wood Lane  
Camillus, NY 13031

Richard Timian  
108 Lamont Avenue  
Syracuse, NY 13209

Richard Timian  
143 Weller Road  
Fulton, NY 13069

Richard Timian  
4202 County Route 4  
Oswego, NY 13126

**VIA FIRST-CLASS MAIL**

Office of the State Comptroller  
110 State Street  
Albany, NY 12236

State University Construction Fund  
Attn: Robert M. Haelen, General Manager  
State University Plaza  
353 Broadway  
Albany, NY 12246

**VIA EMAIL**

James Rogers, Deputy Commissioner of Labor  
for Business and Labor Affairs

Christopher Alund, Director Bureau of Public Work

Jonathan Jones, Supervising Public Work Investigator

J. Tracy, Hearing Officer  
Administrative Adjudication Unit, NYS DOL

M. Day, Hearing Officer  
Administrative Adjudication Unit, NYS DOL

Pico Ben-Amotz, General Counsel  
Richard Mathieu, Associate Attorney, of Counsel

Pico Ben-Amotz, General Counsel  
Elina Matot, Senior Attorney, of Counsel