



New York State  
Department of Economic Development  
Division of Minority and Women's  
Business Development

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In the matter of the appeal of

**DMR Trucking, LLC**

FINAL ORDER 17-47

From a denial of certification as a Women-owned Business Enterprise pursuant to Executive Law Article 15-A.

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This order arises from an administrative appeal brought on behalf of DMR Trucking, LLC ("DMR Trucking") pursuant to section 144.4 of title 5 of the New York Codes, Rules and Regulations. Appellant seeks reversal of the decision of the Division of Minority and Women's Business Development (the "Division"), dated June 13, 2016, to deny DMR Trucking certification as a Women-owned Business Enterprise ("WBE").

This appeal was assigned to Administrative Law Judge Maria E. Villa. Ms. Daniella Redgrave submitted a written appeal on behalf of Riviera Solutions on September 29, 2016. Mr. Phillip Harmonick, Esq. submitted a response on behalf of the Division on July 18, 2017. The respective submissions of the parties are contained in the appeal record.


The issue on appeal was whether DMR Trucking was an independent business enterprise.

On August 09, 2017, the Division received from Administrative Law Judge Villa a Recommended Order that recommended affirmation of the Division's denial of the application to certify DMR Trucking as a WBE on the grounds set forth in the Division's June 13, 2016 letter.

After considering the appeal record, I accept the recommendation of the Administrative Law Judge as it pertains to the facts of this case. Incorporation by reference is hereby made with respect to the findings and conclusions of the Recommended Order.

It is hereby **ORDERED** that the decision to deny certification, dated June 13, 2016, is affirmed. Accordingly, DMR Trucking will not be listed in the Division's directory of certified Minority and Women-owned Business Enterprises as a Woman-owned Business Enterprise.

August 10, 2017

  
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Lourdes Zapata  
Executive Director  
Division of Minority and Women's  
Business Development