



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

**PamTen, Inc.**

FINAL ORDER 18-38

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 PamTen, Inc. ("PamTen") pursuant to section 144.2 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 April 7, 2017, to deny PamTen certification as a Women-owned Business Enterprise ("WBE").

The Appellant initiated this appeal on May 1, 2017. On April 18, 2018, the Division notified Appellant of a hearing date set for May 8, 2018, for this matter to be heard. The hearing occurred as scheduled. Appellant appeared *pro se*, before Administrative Law Judge Richard A. Sherman, and Simon Wynn, Esq., represented the Division. The hearing concluded on that date and the record closed upon receipt of the recording of the hearing on May 30, 2018, and receipt of the requested copies of the owners' resumés by the Administrative Law Judge, on June 12, 2018.

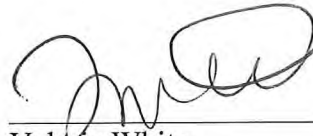
The issues on appeal were whether PamTen demonstrated that Chaya Pamula, made contributions to the company, proportionate to her equity interests as a fifty-five percent owner in the business enterprise, in accordance with 5 NYCRR § 144.2(a)(1).

On June 26, 2018, the Division received a Recommended Order from Administrative Law Judge Sherman that recommended reversal of the Division's denial of the application to certify PamTen as a WBE.

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 April 7, 2017, is reversed. Accordingly, PamTen will be listed in the Division's directory of certified Minority and Women-owned Business Enterprises.

July 30, 2018

A handwritten signature in black ink, appearing to read 'Valerie White', written over a horizontal line.

Valerie White  
Executive Director  
Division of Minority and Women's  
Business Development