



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

In the matter of the appeal of

Putrelo Building Enterprises, Inc.

FINAL ORDER 18-41

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

This order arises from an administrative appeal brought on behalf of Putrelo Building Enterprises, Inc. ("Putrelo Building") 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 May 12, 2017, to deny Putrelo Building certification as a Women-owned Business Enterprise ("WBE").

Appellant initiated this appeal and requested a hearing on May 19, 2017. On July 3, 2018, the Division notified Appellant of a hearing date set for July 24, 2018, for this matter to be heard. The hearing occurred as scheduled before Administrative Law Judge Maria E. Villa. Diana Plue, Esq., of Sheats & Bailey, PLLC, represented Appellant, and Benson Martin, Esq., represented the Division.

The issues on appeal were whether Putrelo Building demonstrated that Ms. Kristine Putrelo, as the woman owner, made contributions in the form of money, property, equipment or expertise, proportionate to her equity interests in the business enterprise, as required by 5 NYCRR § 144.2(a)(1); whether she makes decisions pertaining to the operation of the business, as required by 5 NYCRR § 144.2(b)(1); and whether she has demonstrated adequate managerial expertise or technical competence to operate the business enterprise, as required by 5 NYCRR § 144.2(b)(1)(i).

On August 24, 2018, the Division received a Recommended Order from Administrative Law Judge Villa that recommended affirmation of the Division's denial of the application to

certify Putrelo Building as a WBE on the grounds set forth in the Division's May 12, 2017 denial 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 May 12, 2017, is affirmed. Accordingly, Putrelo Building will not be listed in the Division's directory for Minority and Women-owned Business Enterprises.

August 30, 2018



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