



**Division of Minority  
and Women's  
Business Development**

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

**Share Corp.**

FINAL ORDER 18-02

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 Share Corp. 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 August 04, 2016, to deny Share Corp. certification as a Women-owned Business Enterprise ("WBE").

This appeal was assigned to Administrative Law Judge Lisa A. Wilkinson. Ms. Laure Des Jardins submitted a written appeal on behalf of Appellant on November 24, 2016. Mr. Phillip Harmonick, Esq. submitted a response on behalf of the Division on September 15, 2017. The submissions of the parties are contained in the appeal record.

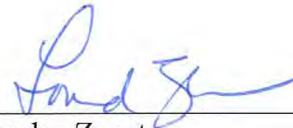
The issues on appeal were whether the women owners of Share Corp.: contributed money, property, equipment, or expertise proportionate to their equity interests in the business; shared in the risks and profits of the business in proportion to their ownership interests therein; possessed adequate managerial experience or technical competence to operate the business enterprise; and made decisions pertaining to the operations of the business enterprise.

On December 08, 2017, the Division received from Administrative Law Judge Wilkinson a Recommended Order that recommended affirmation of the Division's denial of the application to certify Share Corp. as a WBE on the grounds set forth in the Division's August 04, 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 August 04, 2016, is affirmed. Accordingly, Share Corp. will not be listed in the Division's directory of certified Minority and Women-owned Business Enterprises.

January 05, 2018



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