



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

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

In the matter of the appeal of

Sunrise Credit Services, Inc.

FINAL ORDER 16-24

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 Sunrise Credit Services, Inc. ("Sunrise Credit") pursuant to 5 NYCRR Section 144.4. Appellant, Ms. Diane Doane, seeks reversal of the decision of the Division of Minority and Women's Business Development (the "Division"), dated November 18, 2015, to deny Sunrise Credit certification as a Women-owned Business Enterprise ("WBE").

This appeal was assigned to Administrative Law Judge P. Nicholas Garlick. Appellant submitted a written appeal on this matter on March 18, 2016. The Division, represented by Phillip Harmonick, Esq., submitted a response to the appeal on May 26, 2016. The respective submissions of the parties are contained in the appeal record.

On June 22, 2016, the Division received from Administrative Law Judge Garlick a Recommended Order that affirmed the Division's determination to deny the application by Appellant to certify Sunrise Credit as a WBE.

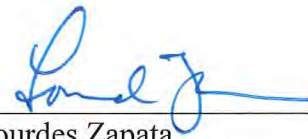
The issues on appeal were whether Appellant shared in the risks and profits of the business enterprise in proportion to her ownership interest therein and was empowered by relevant business agreements to control the business without restriction. Administrative Law Judge Garlick recommended that the Division's determination to deny Sunrise Credit certification as a WBE be upheld on each of the denial grounds identified by the Division.

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; namely, that Sunrise Credit does not meet the requirements for certification as set forth in Article 15-A of the Executive Law and the rules and regulations promulgated thereunder.

It is hereby **ORDERED** that the decision to deny certification, dated November 18, 2015, is affirmed. Accordingly, Sunrise Credit will not be listed in the Division's directory of certified Minority and Women-owned Business Enterprises.

June 22, 2016



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