



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

In the matter of the appeal of

Uniforms by Park Coats, Inc.

FINAL ORDER 17-40

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 Uniforms by Park Coats, Inc. ("Uniforms by Park") 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 November 29, 2016, to deny Uniforms by Park certification as a Women-owned Business Enterprise ("WBE").

This appeal was assigned to Administrative Law Judge Daniel P. O'Connell. Ms. Despina Haymando appeared *pro se* on behalf of Uniforms by Park at a hearing regarding this matter on June 13, 2017. Mr. Phillip Harmonick, Esq. represented the Division. A recording of the proceedings is contained in the appeal record.

The issue on appeal was whether the corporate bylaws of Uniforms by Park permitted the woman owner of the business to make decisions without restrictions.

On June 30, 2017, the Division received from Administrative Law Judge O'Connell a Recommended Order that recommended affirmation of the Division's denial of the application to certify Uniforms by Park as a WBE on the grounds set forth in the Division's November 29, 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 November 29, 2016, is affirmed. Accordingly, Uniforms by Park will not be listed in the Division's directory of certified Minority and Women-owned Business Enterprises.

July 03, 2017



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