



DAVID A. PATERSON
GOVERNOR

STATE OF NEW YORK
WORKERS' COMPENSATION BOARD
OFFICE OF THE FRAUD INSPECTOR GENERAL
20 PARK STREET
ALBANY, NY 12207

(518) 473-4839
Fax (518) 402-1059



ZACHARY S. WEISS
CHAIR

February 2, 2010

Office of the District Attorney for Queens County
Att: Assistant District Attorney Rosemary Buccheri,
12501 Queens Boulevard
Kew Gardens, NY 11415

Re: Harry's Nurses Registry and Harry Dovieliien
Case: IG # 37534

Dear ADA. Buccheri:

We are referring the above-referenced case to your office for possible criminal prosecution pursuant to New York State Penal Law, Sections 155.40 (Grand Larceny in the 2nd Degree); 190.65 (Scheme to Defraud in the First Degree); and New York State Workers' Compensation Law, Section 31 (Illegal Contribution) and for such other charges as you may deem appropriate.

Harry's Nurses Registry (Harry's) is a duly incorporated New York State corporation that provides nurses and other health care personnel for home health service. Harry Dovieliien is the President of the corporation and controls the daily operation which includes directing and supervising the placement of health care personnel in particular job assignments and overseeing the hours that they work. Dovieliien provides his employee with necessary supplies and requires each nurse or home health personnel to submit reports on forms provided by Harry's.

In February 2006, Harry's obtained state mandated workers' compensation coverage through New York State Insurance Fund (SIF). The policy obtained by Harry's only covered office personnel and did not cover the aforementioned home health personnel. By leaving these healthcare workers without coverage, Dovieliien sought to impermissibly reduce his premium below what was otherwise required if the health care workers were counted as employees. An audit by SIF, in 2006, discovered the additional workers and Harry's insurance premiums were increased to include the additional personnel.

Commencing in July 2006, Dovieliien and Harry's deducted \$1 per hour from the payroll checks of each of its home healthcare personnel to purportedly pay the additional premium cost for the workers' compensation coverage. When Harry's personnel complained of the deductions, Dovieliien misinformed his employees that the deductions were mandated by the Workers' Compensation Board. In fact, the exact opposite was true in that an employer may not collect the cost of the premium from his/her employees even if the employee agreed to the deduction. Workers Compensation Law, Section 31, provides in relevant part that:

No agreement by an employee to pay any portion of the premium paid by his employer ...shall be valid, and any employer who makes a deduction for such purpose from the wages or salary of any employee ... shall be guilty of a misdemeanor.

Here, there was no agreement, only Dovieliien's fraudulent misrepresentations. Collecting money under the guise of paying for increased premiums, Dovieliien and Harry's, over the period from August 2006 through November 2007, fraudulently collected deductions from their healthcare workers totaling more than \$300,000. Evidence of these collections gathered by this office includes payroll checks for the respective periods and interviews with various home healthcare employees of Harry's who uniformly confirmed the illegal deductions.

Please inform us as to your acceptance of the case and, if accepted, its assignment. If not accepted, please return the file to us so that we may pursue alternative remedies. If you have any questions or need any additional information in this matter, please contact Special Assistant Effie McCartney-Donaldson at 718-802-6907 who developed the case for prosecution.

Thank you for your cooperation in this matter.

Very truly yours,

William Gurin
Inspector General
New York State Workers' Compensation Board



ATTORNEY GENERAL ERIC T. SCHNEIDERMAN
NEW YORK STATE DEPARTMENT OF LAW

COMPLAINT FORM

CRIMINAL ENFORCEMENT AND FINANCIAL CRIMES BUREAU
120 BROADWAY, 22ND FLOOR
NEW YORK, NY 10021
(212) 416-8750

1. PLEASE TYPE OR PRINT CLEARLY IN DARK INK.
2. YOU MUST COMPLETE THE ENTIRE FORM. INCOMPLETE OR UNCLEAR FORMS WILL BE RETURNED TO YOU.
3. MAKE SURE YOU ENCLOSE COPIES OF IMPORTANT PAPERS CONCERNING YOUR COMPLAINT.

COMPLAINANT

Docket # 2016, 0713 Dependant Disciplinary Committee Supreme Court, Appellate Div.

Your Name: **Harry Dorvilier** Home Tel: _____
Street Address: **88-25 163rd Street** Business Tel: **718 739-0045**
City/Town: **Jamaica** State: **NY** Zip: **11432** County: **Queens**

COMPLAINT

Firm or individual about whom you are complaining: **Jonathan A. Bernstein, Esq.,**
Street Address: **39 Broadway, Suite 1620** Tel: **212 371-0033**
City/Town: **New York** State: **NY** Zip: **10006** County: **New York**

Has this matter been submitted to another agency or authority? ☐ Yes ☒ No If yes, please provide name and address.

No

Is court action pending? ☐ Yes ☒ No If yes, please indicate where.

PLEASE BRIEFLY DESCRIBE YOUR COMPLAINT BELOW
(use the back of form or attach additional documentation if necessary)

Harry's Nursery Registry ("HNR") is a domestic corporation, incorporated on February 27, 1991 with its principal place of business located at 88-25 163rd Street, Jamaica, New York. Harry Dorvilier is the president and Chief Executive Officer of HRN. HRN is a duly "licensed home health care agency" as defined in Article 36 of the New York State Public Health Law. HRN is engaged in the business of referring temporary healthcare personnel to individual patients within the patients' residence. HRN does not place any of the said nurses within any hospital and/or nursing home. Said nurses were required to be properly licensed and/or certified under Article 36 of the New York State Public Law. Said nurses prepared an application and then were placed on a Registry list with HRN. Upon being placed on HRN's Registry, said nurses would receive assignment from HRN. The nurse would receive a telephone call from a representative of HRN and would be given the name, address and information regarding the patient. Said nurses would then use their professional discretion and judgment in taking care of said patient. The nurses would prepare daily progress notes concerning the patient within their care, as well as a time card in accordance with Medicaid guidelines. Said progress notes were to be provided to HRN. 95% of HRN's patient placement was for the care and treatment of Medicaid patients. As such, HRN had to properly provide Medicaid with the progress notes and timesheets of the nurses in accordance of Article 3616-a of the New York State Public Health Law. HRN would then be issued its "reimbursement rate" by Medicaid. Said reimbursement rate is approximately \$24.00 an hour. HRN would then pay the nurse a rate of \$19.00 an hour. The rate of \$5.00 an hour went towards HRN's expenses and profit. Medicaid did not pay HRN for overtime and more than the \$24.00 an hour rate. Moreover, on or about January 29, 2010, your HRN received a response to its FOIL request to the New York State Department of Labor. Said New York State Department of Labor records revealed that they had conducted an investigation as to two complaints made by workers of HRN. The first complaint was filed by Mee Chak, a payroll coordinator for Harry's Nursery Registry. She had complained that she had not received compensated for overtime wages from Harry's Nursery. The Department's of Labor investigation revealed that Ms. Chak was entitled to overtime wages.

A second complaint was filed by Willie Evans, a nurse, working through Harry's Nursery. Willie Evans also had filed a complaint regarding compensation for overtime wages. Willie Evans complaint indicated that the nurse had worked over 40 hours period in a week and did not receive any overtime compensation from HRN. Said investigation revealed that Mr. Evans, a nurse, was not eligible for overtime wages and his case was closed.

This action was commenced by the plaintiffs' attorney, Jonathan Bernstein, under the Fair Labor Standards Act, 29 U.S.C. 201 ("FLSA") and the New York State Minimum Wage Act, New York Labor Law 190 to recover alleged overtime pay due to plaintiff and those similarly situated in her class.

The action of CLAUDIA GAYLE, Individually, On Behalf of All Other Similarly Situated and as Class Representative v. HARRY NURSES REGISTRY, INC., ET AL., under Index No.: 07 CV 4672 (CPS) was commenced by the filing of a Summons and Complaint with the Clerk's Office of the United States District Court, Eastern District of New York on or about November 7, 2007. Defendants filed its Answer on or about January 22, 2008.

From 2008 until 2015, Mr. Bernstein had continued to litigate this matter in the Federal Court. However, it was clear Mr Bernstein should had litigated this matter in the New York State Courts under Article 36 of the New York State Public Health Law.

It is alleged that Mr. Bernstein had manipulated the nurses to testify against HNR during this lawsuit. I have written statement attached hereto to support this claim. The Court awarded the plaintiffs a large sum of money. he Court had also awarded Mr. Bernstein an amount of over \$100,000 in attorney fees/

Mr. Bernstein had named Claudia Gayle as the lead plaintiff for this lawsuit against HNR. Ms. Gayle was in the United States illegally. She was later deported back to Jamaica. It is alleged that Mr. Bernstein had not paid out any money from the case to plaintiff Gayle and some of the other plaintiff who have either been deported or deceased.

It is further alleged that Mr. Bernstein had received double attorney fees from this matter. It is alleged that Mr. Bernstein was awarded a sum of money from the court that was paid to him,. It is also claimed that Mr. Bernstein had received a portion of each plaintiff's award as well.

Furthermore, it is alleged that Mr. Bernstein had failed to declare the award as income for tax purposes

READ THE FOLLOWING BEFORE SIGNING BELOW:

PLEASE ATTACH TO THIS FORM PHOTOCOPIES of any papers involved (contracts, warranties, bills received, cancelled checks, correspondence, etc.) **DO NOT SEND ORIGINALS.**

In filing this complaint, I understand that the Attorney General is not my private attorney, but represents the public in enforcing certain laws. I also understand that if I have any questions concerning my legal rights or responsibilities, I should contact a private attorney. The above complaint is true and accurate to the best of my knowledge.

Signature:

Date: April 19, 2016

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Return to: **NEW YORK STATE DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL
CRIMINAL ENFORCEMENT AND FINANCIAL CRIMES BUREAU
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New York, NY 10071**

DISPOSITION
(for agency use only)

SUPREME COURT, APPELLATE DIVISION
FIRST JUDICIAL DEPARTMENT
DEPARTMENTAL DISCIPLINARY COMMITTEE
61 BROADWAY, 2ND FLOOR
NEW YORK, NEW YORK 10006
(212) 401-0800

Jorge Dopico
Chief Counsel

DATE: 6/15/16

ATTORNEY COMPLAINED OF:

Mr. ☒ Ms. ☐ Mrs. ☐ Bernstein Jonathan A.
Last First Initial

Address: Suite #1620 39 Broadway Apt. No.
N.Y. N.Y. 10006
City State Zip Code

Telephone: Home: () Office: (212) 371-0033

Cell: () Email Address: g.bernstein@levy.davis.com

YOUR NAME/INFORMATION (Complainant):

Mr. ☐ Ms. ☐ Mrs. ☐ Dorvilic Harry
Last First Initial

Address: 8825 163rd St. Apt. No.
Jamaica N.Y. 11432
City State Zip Code

Telephone: Home: () Office: 718, 739-0045

Cell: (646) 773-1490 Email Address: MRINC@9mail.com

Complaints to other agencies:

Have you filed a complaint concerning this matter with another Bar Association, District Attorney's Office or any other agency:

If so, name of agency: NO

Action taken by agency:

Court action against attorney complained of:

Have you brought a civil or criminal action against this attorney? NO

If so, name of court: Index No.

- PLEASE SEND AN ORIGINAL AND ONE COPY OF YOUR COMPLAINT WITH ENCLOSURES. Please do not send original documents in your enclosures because we will not return them.
- You may copy the enclosed form as many times as you wish, or you may find it online. Our website is: www.nycourts.gov. Go to the search bar and enter "disciplinary committee." Click on the link which says, "Departmental Disciplinary Committee."

with complaint to N.Y.S. A.G.
Schneiderman

3. You may also state your allegations in a letter. We request separate complaint forms/letters for each attorney in question.

PLEASE PRINT LEGIBLY OR TYPE IN ENGLISH

Start from the beginning and be sure to tell us why you went to the attorney, when you had contact with the attorney, what happened each time you contacted the attorney, and what it was that the attorney did wrong. Please attach copies of all papers that you received from the attorney, if any, including a copy of ANY RETAINER AGREEMENT that you may have signed. DO NOT FORGET TO SEND AN ORIGINAL AND ONE COPY OF THIS COMPLAINT AND ENCLOSURES.

Attorney Jonathan Bernstein allegedly charged Nurses and Harry Dorvilier twice, legally, income from Harry's Nurses Registry should have been reported on W-2 or 1022 income forms to the Internal Revenue Service for the years in question. This should have been done by attorney Bernstein.

Apparently, none of this income in question paid by Harry Dorvilier and Harry's Nurses Registry was declared as required by the Internal Revenue Service. When Attorney Bernstein was paid by Nurses including Claudia Gangle and by her former employer Harry Dorvilier and Harry's Nurses Registry - this is "double dipping". An audit by the Federal and New York State Department of Labor, N.Y.S.

Attorney General's Office and Supreme Court Departmental Discipline Committee is required at this time. Attorney Jonathan Bernstein was not truthful under oath saying worker's compensation on Federal and New York State levels was not paid. Mr. Bernstein did not tell the truth as Mr. Dorvilier has furnished evidence showing attorney Bernstein not being truthful as this worker's compensation was paid by Mr. Dorvilier.

UNSIGNED COMPLAINTS WILL NOT BE PROCESSED.

X _____
Signature

interviewed

DEPARTMENTAL DISCIPLINARY COMMITTEE

SUPREME COURT, APPELLATE DIVISION

FIRST JUDICIAL DEPARTMENT

61 BROADWAY

NEW YORK, NEW YORK 10006

(212) 401-0800

FAX: (212) 287-1045 (NOT FOR SERVICE OF PAPERS)

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June 13, 2016

PERSONAL AND CONFIDENTIAL

Harry Dorvilier

88-25 163rd Street
Jamaica, NY 11432

Re: Matter of Jonathan A. Bernstein, Esq.

Docket No. 2016.0713

Dear Mr. Dorvilier:

We are forwarding herewith an answer to your recent complaint against the above-named attorney. If you disagree with the attorney's statement, please write us, telling us specifically how and why; if you have any documents substantiating your points of disagreement, forward them to us. Also, please tell us what has happened in regard to this matter since the time you filed the complaint.

If we do not hear from you within twenty (20) days, we may conclude that you agree with the attorney's statement.

All correspondence and inquiries concerning this matter should be addressed to the undersigned. Please be sure to include the Committee's docket number on your correspondence.

Very truly yours,



Joel Peterson

Legal Assistant

JD:adp/P: JAP

Enc.

PAR14

LEVY DAVIS & MAHER, LLP

ATTORNEYS AT LAW

39 Broadway, Suite 1620
New York, New York 10006

RECEIVED

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MALCOLM H. DAVIS
DAMON R. MAHER
JONATHAN A. BERNSTEIN

TELEPHONE: (212) 371-0033
FACSIMILE: (212) 371-0463
www.levydavis.com
Sender's Email Address:
jbernstein@levydavis.com

June 13, 2016

Mr. Joel Peterson
Legal Assistant
Departmental Disciplinary Committee
Supreme Court, Appellate Division
First Judicial Department
61 Broadway
New York, New York 10006

COPY

Re: Complaint of Harry Dorvilier
Docket No. 2016.0713

Dear Mr. Peterson:

What follows is my answer to the referenced complaint.

The complainant is not a client or former client of mine. He was a defendant (and the principal of the corporate defendant) in a case in which I represented the plaintiffs, *Gayle v. Harry's Nurses Registry*, 07 Civ. 4672, 2009 U.S. Dist. LEXIS 17768 (E.D.N.Y.), *aff'd*, 594 Fed. Appx. 714 (2d Cir. 2014), *cert. denied*, 135 S. Ct. 2059 (2015). Mr. Dorvilier was represented by counsel at all stages of the proceedings. Nearly all of Mr. Dorvilier's allegations are reformulations of arguments that were rejected by the federal district court, Second Circuit Court of Appeals and/or U.S. Supreme Court. That is, the complaint primarily sets forth discredited substantive-law contentions rather than purported ethics violations.

The district court granted partial summary judgment to the plaintiffs with respect to liability and damages four times. Attached hereto as Exhibit 1 is a copy of the summary judgment opinion of the late Judge Sifton, 2009 U.S. Dist. LEXIS 17768. What follows is the LEXIS Case Summary:

PROCEDURAL POSTURE: Pursuant to the Fair Labor Standards Act (FLSA), 29 U.S.C.S. § 201 et seq., and state law, plaintiff nurse, individually and on behalf of others, filed a purported collective action alleging that defendants, her employer and its principal, failed to pay overtime wages. Defendants moved for summary judgment. The nurse cross-moved for partial summary judgment as to liability; she also moved to distribute notices to

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Departmental Disciplinary Committee
First Judicial Department
June 13, 2016
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potential class members.

OVERVIEW: The employer referred temporary nurses to patients in their private homes. These field nurses, who could hold other jobs, were not required to accept a particular referral, but were required to complete a full shift when they accepted a position. A supervisory nurse observed and assessed each nurse's skills and conducted monthly reviews. Nurses were responsible for maintaining a professional license and basic supplies; they purchased their own uniforms and paid for their own travel expenses. Nurses had no investment in defendants' business, and defendants could unilaterally terminate them. The nurses were not paid overtime. Employing the economic realities test, and based on these facts, the court granted the nurse's motion for partial summary judgment as to liability, finding that the nurses were employees entitled to overtime pay under the FLSA. The court further found that defendants were jointly and severally liable. In addition, the court granted the nurse's motion for notice of a collective action under the FLSA, finding that she had made the required factual showing that others were similarly situated and should be notified of their opportunity to join the lawsuit.

OUTCOME: The court granted the nurse's motion for partial summary judgment on the issue of liability and denied defendants' motion for summary judgment. In addition, the court granted the nurse's motion for leave to circulate a notice of pendency of a collective action, and directed defendants to disclose the names, last known addresses, dates of employment, and telephone numbers for all persons employed as field nurses from November 7, 2004.

The Second Circuit Court of Appeals's opinion is attached hereto as Exhibit 2. That opinion begins as follows:

ON CONSIDERATION WHEREOF, it is hereby ORDERED, ADJUDGED, and DECREED that the orders and judgment of the district court be and hereby are AFFIRMED.

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Defendants-Appellants Harry's Nurses Registry, Inc. ("Harry's") and Harry Dorvilien appeal from a September 18, 2012 judgment of the United States District Court for the Eastern District of New York (Garaufis, J.), which followed four orders (Garaufis, J. and Sifton, J.) that culminated in a grant of summary judgment to the plaintiff class on their unpaid overtime claims under the Fair Labor Standards Act ("FLSA"), 29 U.S.C. §§ 201-219. A fifth order (Garaufis, J.) adopted in full a magistrate judge's report and recommendation to correct the judgment and grant attorneys' fees, yielding an amended judgment dated October 16, 2013.

As to the specific allegations of the Statement of Facts:

The allegations set forth on the first page of the Statement of Facts (a partial description of the nature of Harry's Nurses Registry) are admitted.

As to the first allegation on the second page of the Statement of Facts (Mee Chak): I have no knowledge of Ms. Chak's complaint. I played no role in the Department of Labor investigation alleged.

The second allegation on page 2 (Willie Evans) was raised in the Court of Appeals, which found that "an investigator declined to pursue Evans's complaint, but that is far different from the full adjudication on the merits required for collateral estoppel." Ex. 2 at 3 (2014 U.S. App. LEXIS 23029 at * 8).

*Get orders
Compensation*

The third allegation, that I commenced an action under the Fair Labor Standards Act and New York Labor Law § 190, is admitted. However, it should be noted that, although the action was brought under both statutes, I voluntarily withdrew the state-law claim early in the litigation. Ex. 1 at 1 (2009 U.S. Dist. LEXIS at *2 fn. 1). The reason for the withdrawal is explained in the paragraph beginning "the tenth allegation" on page 5-6 below.

The fourth allegation, regarding the case caption and the date on which issue was joined, is admitted.

The fifth allegation, that I litigated the matter from 2008 until 2015 in the federal courts, is admitted. However, the allegation that I "should have litigated this matter in the New York State Courts under Article 36 of the New York State Public Health Law" is denied. The

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Departmental Disciplinary Committee
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allegation was rejected by the Court of Appeals:

The appellants' fourth subsidiary argument is that the New York State Public Health Law should govern the outcome because Harry's is governed by Article 36 whereas Superior Care was governed by Article 28. But state law does not trump FLSA, which permits states and localities to exceed its protections with higher minimum wages or lower maximum workweeks but not to weaken its protections in the other direction. See 29 U.S.C. § 218(a).

Ex. 2 at 3; (2014 U.S. App. LEXIS 23029 at * 8).

The sixth allegation, that Harry's was never found to have committed a willful violation, is admitted. It should be noted, however, that I did not seek to extend the limitations period on the basis of a willful violation but rather on the basis of a stipulated tolling agreement with defense counsel (statutes of limitations were tolled to accommodate defense counsel's proposed motion practice). Moreover, Harry's raised this argument in its petition for Supreme Court certiorari, which was denied. As noted, the district court authorized circulation of a notice of pendency of the action to all persons employed between November 7, 2004 and March 31, 2009.

The seventh allegation, that I "manipulated" the nurses, is denied. As noted, I sought and received permission from the Court to circulate a notice of pendency of the action. The nurses whose affidavits are annexed to the complaint each opted into the action, as was their right.

In April and May 2009, I received phone calls from three persons who had opted into the action. Each caller told me that a supervisory employee of defendants had told her that she would not be permitted to work over 40 hours per week unless she withdrew from the lawsuit. On June 18, 2009, then-defense counsel delivered to me the five affidavits appended to the complaint (including affidavits of the three callers described above) who had opted into the action stating that they no longer wished to participate in the lawsuit. I suspected that the affidavits had been coerced. I therefore attempted to contact the affiants. I spoke to the two affiants who returned my calls to ask whether the affidavits were the product of coercion. I also spoke to a number of current employees of defendant who had not executed affidavits regarding their communication with defendant regarding the subject matter of the lawsuit and their knowledge of the circumstances of the affidavits.

Accordingly, I believed that Mr. Dorvilier had coerced the five affiants. I thereupon

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obtained an order from Magistrate Judge Go permitting a 30(b)(6) deposition with respect to, *inter alia*, the affidavits (which is the reason that the affidavits are marked "Plaintiff's Exhibit 3-7"). In his testimony, Mr. Dorvilier disclaimed knowledge of the circumstances surrounding production of the affidavits. Several months later, however, one of the affiants, having determined to sever her employment relationship with Harry Dorvilier, phoned me to tell me that her affidavit had indeed been coerced.

Although I did not move to amend the complaint to allege unlawful retaliation, I took the position that the affiants remained part of the lawsuit unless and until I determined that the affidavits had been freely given. I did not so determine, primarily because most of the affiants did not take my phone calls and one recanted her affidavit. I reasoned that, if indeed the affiants wished not to participate in the lawsuit, they were free to return their checks uncashed. However, the affiants each cashed their checks.

The seventh allegation, that Claudia Gayle was in the United States illegally and was deported to Jamaica, is denied. Even if Ms. Gayle had been in the U.S. illegally, she would remain entitled to overtime premium pay (although it would be unlawful for Mr. Dorvilier to employ her (*Affordable Housing Found., Inc. v. Silva*, 469 F.3d 219, 243 (2d Cir. 2006))). Ms. Gayle currently lives in Georgia. We remain in occasional telephone contact.

The eighth allegation, that I have not remitted to the nurses the entirety of the money judgment collected, is admitted. It is, however, respectfully averred that my conduct in that respect is fully compliant with the applicable rules of ethics and substantive law. Of the \$760,496.96 collected (representing the judgment for the plaintiffs exclusive of attorney's fees, which were awarded separately pursuant to 29 U.S.C. § 216(b)), \$13,719.04 remains in my firm's trust account. That is because we have been unable to locate several of the plaintiffs. In addition, one of the plaintiffs, who says that she fears identity theft, refuses to provide her social security number (so that I can issue her a 1099, as required) notwithstanding my efforts to persuade her that I have no nefarious purpose. If money remains in my firm's trust account after efforts have been exhausted, I will move the court for permission to make a *cy pres* donation to charity. If the court denies the application, I will dispose of the money in accordance with the Abandoned Property Law. In any event, the money is fully accounted for in my firm's trust account, documentation of which is, of course, available to the Committee.

The ninth allegation, that I harassed Mr. Dorvilier's company by notifying the Department of Labor of the failure to pay overtime, is denied. I have no doubt that many of Mr. Dorvilier's employees complained to the Department of Labor(because Mr. Dorvilier did not

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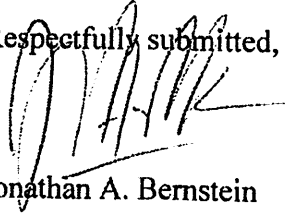
Departmental Disciplinary Committee
First Judicial Department
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pay overtime). However, I did not initiate any Department of Labor complaint.

The tenth allegation, that I reported Mr. Dorvilier to the District Attorney, is denied. In fact, what happened was that, in addition to not paying overtime, Mr. Dorvilier deducted \$1.00 per hour per employee for "workers' compensation insurance" from the nurses' paychecks. I elected not to pursue a claim under the New York Labor Law for that deduction, since the New York law distinction between employees and independent contractors (the principal disputed issue in the lawsuit) was not the same as the FLSA distinction and I feared that a complex issue of state law might destroy supplemental jurisdiction. I later learned that Mr. Dorvilier pocketed the money rather than remit it to the insurance carrier. Accordingly, he was convicted of third-degree grand larceny in May 2012. A copy of the District Attorney's press release announcing the conviction is annexed hereto as Exhibit 3.

I trust that this addresses the Committee's concerns.

Respectfully submitted,


Jonathan A. Bernstein

JAB:jb
Encl.

Case No.

New York Supreme Court

Appellate Division - Third Department

1

In the Matter of

HARRY'S NURSES REGISTRY INC. d/b/a
HARRY'S HOME CARE
88-25 163RD St.
Jamaica, NY 11432

Petitioner-Appellant,

- against -

NEW YORK STATE DEPARTMENT OF LABOR,

Respondent-Respondent.

BRIEF FOR PETITIONER-APPELLANT

RAYMOND NARDO
Attorney for Petitioner-Appellant
129 Third Street
Mineola, New York 11501
(516) 248-2121

Appeal Board Case No. 583421

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PRELIMINARY STATEMENT

In 1999, the Commissioner of Labor assessed the Petitioner-Appellant Harry's Nurses Registry, Inc. ("Harry's Nurses") with Unemployment Insurance contributions from the first quarter of 1993 through the fourth quarter of 1995 (A. 710). Harry's Nurses objected and requested a hearing on the basis that its nurses were independent contractors, not employees (*Id.*). Based on testimony and evidence presented at the hearing, an Administrative Law Judge ("ALJ") noted that Harry's Nurses "is an employment agency which contracts with hospitals, nursing homes, and private individuals for the replacement [sic] of registered nurses, licensed practical nurses, and nursing assistants" (A. 711). The ALJ ruled, on June 9, 1999, that the nurses were independent contractors, not employees (A. 710-712).

In 2010, an auditor for the Department of Labor conducted another audit of Harry's Nurses (A. 659-660). The auditor's field report picked up the nurses as employees, but "inasmuch as a prior decision held

nurses to be independent contractors, the assignment was returned to the district office as a Revised Audit, instructing the auditor to *exclude the nurses*" (A. 659, emphasis added). However, "before the Revised Audit was completed and closed, UI Tax Service became aware of new information which indicated that the employer was not operating as indicated in the original hearing, i.e. an employment agency which referred nurses to hospitals and nursing homes, but was operating a home health care service" (A. 659). More specifically, the field report noted that "Labor Standards has provided this office with a copy of NYS Department of Health letter dated January 27, 1992 in which Harry's Nurses Registry, Inc., application for home health care licensing was approved" (A. 659). The Department of Labor assessed a penalty based solely on this "new" information which allegedly indicated that Harry's Nurses was "not operating as discussed in the original hearing" (A. 659).

Harry's Nurses again requested a hearing. After numerous hearing dates, on November 6, 2014, a second

ALJ ruled that the nurses employed by Harry's Nurses were independent contractors, relying, in part, on the doctrine of collateral estoppel (A. 772-74). The Unemployment Insurance Appeal Board ("UIAB"), on appeal, issued a remand order on August 16, 2016 (A. 11). More evidence was gathered, and the UIAB overruled two prior ALJs, holding that the nurses employed by Harry's Nurses are employees (A. 6-9). Though Harry's Nurses addressed the issue of collateral estoppel in the underlying hearing - verbally and with a memorandum of law - the UIAB simply ignored the prior decision between the same parties, on the same issue, in the same forum, and ruled that the nurses were employees and that Harry's Nurses was liable for contributions. This appeal ensued.

SUMMARY OF ARGUMENT

The Commissioner of Labor brought the same case, in the same forum, involving the same parties, in 1999. That ALJ squarely ruled that Harry's Nurses "is an employment agency which contracts with hospitals, nursing homes, and private individuals for the replacement [sic] of registered nurses, licensed practical nurses, and nursing assistants" (A. 711), and that its nurses were independent contractors. The well-settled doctrine of collateral estoppel, which provides uniformity and stability to judicial decisionmaking, and conserves judicial resources, mandates that Harry's Nurses remain as independent contractors, based on the unappealed 1999 decision of the ALJ (A. 710-11).

The DoL initially agreed, and prepared to close the audit with the same result, until it allegedly found "new information which indicated that the employer was not operating as indicated in the original hearing" (A. 659). It is undisputed that this "new information" was an application submitted for a home health care agency

which was granted in 1992, which pre-dated the period of the original audit, predated the ALJ's 1999 decision by more than 7 years (A. 659) and predated the 2010 audit by 18 years. There was nothing "new" about this "new information." Since Harry's Nurses continued to operate by placing nurses in hospitals, nursing homes, and with private individuals, the UIAB is estopped from reversing the ALJ's 1999 decision, which was never appealed, and which ruled that the nurses were independent contractors.

STATEMENT OF FACTS

In 1999, the Commissioner of Labor assessed Harry's Nurses with contributions from the first quarter of 1993 through the fourth quarter of 1995 based on the fact that its nurses were miscategorized as independent contractors, instead of employees (A. 710-711).

Harry's Nurses requested a hearing and, after both sides presented documents and testimony, the ALJ ruled that the nurses were independent contractors (A. 710-711). The ALJ noted that Harry's Nurses is "an employment agency which contracts with hospitals, nursing homes, and private individuals for the replacement [sic] of registered nurses, licensed practical nurses, and nursing assistants" (A. 711). The ALJ noted that the nurses "provide all of their own transportation, and supplies, and are not reimbursed for any expenses. Three nurses provide their own liability insurance and are given neither instruction nor training by the employer. Each nurse is free to work with various agencies at the time that she is working for the employer" (A. 711). The employer could

not grant or revoke privileges, or discipline the nurses (A. 711). The ALJ concluded that the employer "did not exercise sufficient supervision, direction, or control, over the services performed by the nurses to establish their status as employees" (A. 711).

In 2010, an auditor for the Department of Labor conducted another audit of employees of Harry's Nurses (A. 659-660). The auditor's field report picked up the nurses as employees, but "inasmuch as a prior decision held nurses to be independent contractors, the assignment was returned to the district office as a Revised Audit, instructing the auditor to exclude the nurses" (A. 659, emphasis added). However, "before the Revised Audit was completed and closed, UI Tax Service became aware of a new information which indicated that the employer was not operating as indicated in the original hearing, i.e. an employment agency which referred nurses to hospitals and nursing homes, but was operating a home health care service" (A. 659). More specifically, the field report noted that "Labor Standards has provided this office with a copy of NYS

Department of Health letter dated January 27, 1992 in which Harry's Nurses Registry, Inc., application for home health care licensing was approved" (A, 659).

Harry's Nurses was assessed a contribution penalty solely based on this allegedly "new" information which indicated that it was "not operating as discussed in the original hearing" (A. 659). According to the DoL's field report, Harry's Nurses' application for home health care licensing was approved 9 years before the initial audit period, 7 years before the ALJ's decision, and 18 years before the second audit.

Despite the fact that this license is the linchpin of the 2010 audit, one DoL witness testified that he did not know if Harry's Nurses even had a license for home health care (Tr. 92-93), and the other testified that he did not know of the home health care license until the Unemployment proceedings began (Tr. 215-16).

Despite the ALJ's 1999 decision, never appealed from, Commissioner barreled forward with its audit, trying to find a different result for the same workers in the same workplace performing the same duties.

Again, Harry's Nurses was assessed with liability; again, Harry's Nurses requested a hearing; again, the ALJ ruled that Harry's Nurses were independent contractors (A. 772-774).

During the hearing, the Commissioner did not dispute that the prior ALJ ruled that the nurses were independent contractors (A. 121); nor did it seek to appeal or reopen that case (A. 126); nor did it dispute that the license to operate a home health care agency was dated January 27, 1992 - 18 years before the second audit (A. 124). At the time of the 1999 hearing, the Department of Labor witness testified that the ALJ could have, or should have, known that Harry's Nurses was licensed as a home health care agency (A. 124). Nonetheless, the Commissioner contended that the nurses and home health aides were not independent contractors (A. 169).

Harry Dorvilier testified that Harry's Nurses provides nurses to "[h]ospitals, nursing homes and private patients" (A. 247). He testified that the activities and operation of Harry's Nurses prior to the

findings of the ALJ in 1999, and through the period of the Commissioner's second audit, were the same (A. 269-70; 302). Despite the home health agency license, Harry's Nurses only employed two home health aides (A. 272). The rest were practical nurses or registered nurses (A. 301-02).

The nurses are supervised by doctors, not by anyone at Harry's Nurses (A. 303). They travel to assignments through their own means, and they provide their own supplies (A. 304-306). In addition, nurses who cannot make a scheduled assignment can switch with another nurse on the case (A. 315; 325). The nurses are also responsible for their own health insurance, income taxes, and malpractice insurance (A. 597), and they negotiated the rates for their assignments (A. 599).

While the nurses signed "non-compete agreements," these non-competes were, in fact, targeted non-solicit agreements. Specifically, the nurses were permitted to work for any other agencies or employer (A. 596); they were only prohibited from soliciting the services of

the same patient whom Harry's Nurses assigned them to (A. 461). They were prohibited from treating a Harry's Nurses patient privately, to the detriment of Harry's Nurses - the broker who located the assignment (A. 461).

Since the same facts were previously decided by an ALJ, and there was no change in the manner in which Harry's Nurses operated, the ALJ ruled that the nurses were still independent contractors (A. 772-74). Specifically, the ALJ ruled that "[t]he first hand, sworn testimony of the owner of the agency establishes that during the contribution period at issue the agency functioned and operated essentially as it had been operating when the decision from 1999 was issued" (A. 774). The ALJ also ruled that "the Department [of Labor] leaves unexplained how mere possession of a home health care license establishes that the individuals registered or listed with the agency are the employees of the agency" (A. 774). The ALJ also found that the Department of Labor "concluded too much from too little and relied on evidence - the audit report - that is too

general and too vague" (A. 774). After an appeal, the UIAB remanded the case to the ALJ for factfinding (A. 10-12), and then the UIAB issued a terse decision, without even addressing the issue of collateral estoppel, finding the nurses to be employees (A. 6-9). This appeal followed.

ARGUMENT

POINT I.

SINCE THIS MATTER WAS FULLY AND FAIRLY LITIGATED, AND DECIDED, BY AN ALJ IN 1999, THE DOCTRINE OF COLLATERAL ESTOPPEL PREVENTS IT FROM BEING RE-LITIGATED

Collateral estoppel precludes a party from re-litigating an issue which has been raised, and decided, against that party in a prior proceeding. See, *W.O.R.C. Realty Corp. v. Town of Islip*, 104 A.D.3d 677, 677 N.Y.S.2d 448, 449 (2d Dep't 2013). The function of collateral estoppel is to serve the public's interest in promoting judicial economy and conserving the resources of litigants. See, *Mayes v. UVI Holdings, Inc.*, 280 A.D.2d 153, 158, 723 N.Y.S.2d 151, 155 (2d Dep't. 2001). In addition, it provides stability to the judicial system by preventing conflicting decisions on the same facts. The Court of Appeals has squarely held that the doctrine is applicable to the quasi-judicial determinations of administrative agencies where (1) the issue sought to be precluded is identical to a material issue necessarily decided by the

administrative agency in a prior proceeding, and (2) there was a full and fair opportunity to litigate the issue before an administrative tribunal. *See, Augui v. Seven Thirty One Ltd. Partnership*, 22 N.Y.3d 246, 980 N.Y.S.2d 345, 347 (2013); *see, also, Jeffreys v. Griffin*, 1 N.Y.3d 34, 39, 769 N.Y.S.2d 184, 188 (2003). The party seeking to apply collateral estoppel bears the burden of establishing identity of issue, while the opponent must demonstrate the absence of a full and fair opportunity to be heard. *See, Mavco Realty Corp. v. M. Slayton Real Estate, Inc.*, 77 A.D.3d 892, 893, 909 N.Y.S.2d 759, 761 (2d Dep't. 2010).

"The doctrine of collateral estoppel is 'applicable to give conclusive effect to the quasi-judicial determinations of administrative agencies . . . when rendered pursuant to the adjudicatory authority of an agency to decide cases brought before its tribunals employing procedures substantially similar to those used in a court of law.'" *In Re Bartenders Unlimited, Inc.*, 289 A.D.2d 785, 786 (3d Dep't. 2001). Whether or not collateral estoppel applies depends upon "general

notions of fairness involving a practical inquiry into the realities of the litigation." *Jeffreys*, 1 N.Y.3d at 41, quoting, *Matter of Halyalkar v. Board of Regents of the State of N.Y.*, 72 N.Y.2d 261 (1998).

Collateral estoppel is routinely applied at Unemployment Insurance hearings. For instance, in *In Re Fox*, 233 A.D.2d 645, 649 N.Y.S.2d 748 (3rd Dep't. 1996), the employee lost a disciplinary hearing under § 75 of the Civil Service Law. The Third Department held that, "claimant was given a full and fair opportunity to litigate the issue at that hearing. Inasmuch as this identical issue was before the Board, we find that the Board properly accorded collateral estoppel effect to the ALJ's factual findings." *Id.* at 646, 749 (citation omitted). More specifically, the Third Department "has previously determined that the Unemployment Insurance Appeal Board must give collateral estoppel effect to decisions of the Civil Service Commission when there is an identity of issue." *In re Lester*, 149 A.D.2d 220, 541 N.Y.S.2d 617, 618 (3d Dep't. 1989).

The application of collateral estoppel is required where the issue has already been decided. In *In re Guimaraes*, 68 N.Y.2d 989, 991, 510 N.Y.S.2d 558 (1986), the UIAB refused to apply collateral estoppel to an arbitrator's decision, and the Court of Appeals reversed, holding that, "[t]he Appellate Division and the Appeal Board erred in not giving collateral estoppel effect to the arbitrator's factual findings regarding claimant's conduct and to his conclusion of insubordination" (citation omitted). Since arbitration and Civil Service Law hearings are entitled to collateral estoppel at Unemployment Insurance hearings, so too must be the decisions of Unemployment Insurance ALJ's. As set forth in *In re Bull*, 235 A.D.2d 722, 652 N.Y.S.2d 809, 811 (3d Dep't. 1997) (emphasis added), "If the ALJ's decision is not appealed, it is binding upon the parties to the proceeding and entitled to preclusive effect as fully as if it were the decision of the ultimate administrative arbiter, here the Board. That is the clear import of Labor Law § 620(3) and § 623(1)."

In the instant matter, the Department of Labor sought to re-litigate the same issue previously decided by an ALJ in 1999 - whether nurses working for Harry's Nurses were employees or independent contractors. The ALJ, in 1999, decided that "[t]he employer is an employment agency which contracts with hospitals, nursing homes, and private individuals for the replacement [sic] of registered nurses, licensed practical nurses and nursing assistants" (A. 711) (emphasis added). After a full and fair opportunity for a factual hearing, where both parties presented testimony and evidence, the ALJ ruled, in 1999, that the nurses were independent contractors, not employees (A. 710-11). Unsurprisingly, after another hearing in 2014, a subsequent ALJ reached the same conclusion based, in part, on collateral estoppel (A. 772-74).

The Commissioner of Labor allegedly based its subsequent 2010 audit on "new information" (A. 659). As set forth in the Commissioner's own documentation, Harry's Nurses acquired a home healthcare license in

1992 - seven years prior to the 1999 hearing (A. 659), and 18 years prior to the 2010 audit. The home healthcare license was not "new" in 2010. In fact, Harry's Nurses acquired it before the commencement of the initial 1993 to 1995 audit period. The DoL disingenuously based its 2010 investigation on "new information" which predated the 1993 audit and 1999 decision.

Collateral estoppel compels the conclusion about that the nurses are independent contractors as set forth in the unappealed 1999 decision of the ALJ. This remains true because, as the subsequent ALJ noted, Harry's Nurses "functioned and operated essentially as it had been operating when the decision from 1999 was issued" (A. 774). Harry's Nurses still contracts with hospitals, nursing homes, and private individuals for the placement of nurses. Thus, "absent an explanation by the agency, an administrative agency decision which, on essentially the same facts as underlaid a prior agency determination, reaches a conclusion contrary to the prior determination is arbitrary and capricious."

In re Charles A. Field Delivery Service, Inc., 66

N.Y.2d 516, 518, 498 N.Y.S.2d 111, 114 (1985).

Consequently, the decision of the ALJ in 1999 estops the UIAB from finding that the nurses at Harry's Nurses are employees, and the February 7, 2017 decision of the UIAB should be reversed.

POINT II.

§ 632(2) OF THE LABOR LAW DOES NOT
PRECLUDE COLLATERAL ESTOPPEL

§623(2) of the Labor Law provides that:

No finding of fact or law contained in a decision rendered pursuant to this article by a referee, the appeal board or a court shall preclude the litigation of any issue of fact or law in any subsequent action or proceeding; provided, however, that this subdivision shall not apply to causes of action which (i) arise under this article, (ii) seek to collect or challenge liability for unemployment insurance contributions

Courts may prevent ALJ or UIAB findings from precluding claims or issues in subsequent cases. See, e.g., *Engel v. Calgon Corporation*, 114 A.D.2d 108, 498 N.Y.S.2d 877 (3d Dep't. 1986). However, this does not apply in the present situation because the statute expressly excludes actions which "arise under this article," as the present action does, and further excludes actions which seek to collect liability for unemployment insurance contributions. Consequently, the findings of the ALJ in 1999 bind the Commissioner of Labor, the subsequent ALJ, and the UIAB, and the nurses at Harry's

Nurses are therefore independent contractors.

CONCLUSION

For the foregoing reasons, petitioner-appellant requests that this Court vacate, annul, and set aside respondent-respondent's Order, dated February 7, 2017, finding that its nurses were employees, with costs, and for such other and further relief as this Court deems just and equitable.

Dated: Mineola, New York
November 30, 2017

Respectfully submitted,


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NURSES ARE INDEPENDENT CONTRACTOR UNDER MEDICAID REGULATION

3 messages

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Thu, Jun 5, 2014 at 12:55 PM

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242 N.J. Super. 135 (1990)
576 A.2d 285

TRAUMA NURSES, INC., PETITIONER- APPELLANT, V. BOARD OF REVIEW, NEW JERSEY DEPARTMENT OF LABOR, RESPONDENT.

Superior Court of New Jersey, Appellate Division.

Argued March 28, 1990.
Decided April 20, 1990.

*137 Before Judges BAIME and KEEFE.

Steven W. Suflas argued the cause for appellant (*Archer & Greiner*, attorneys; *Steven W. Suflas* and *Nancy E. Milsten* on the brief).

Bessie A. Sacco, Deputy Attorney General, argued the cause for respondent (*Robert J. Del Tufo*, Attorney General, attorney; *Mary C. Jacobson*, Deputy Attorney General, of counsel; *Bessie A. Sacco* on the brief).

BAIME, J.A.D.

This is an appeal from the final determination of the Board of Review, reversing the decision of the Appeal Tribunal and holding that claimant Carolyn Douglas was an employee of appellant Trauma Nurses, Inc. (TNI) and was thus statutorily eligible for State Plan Disability benefits. Appellant claims that Douglas was an independent contractor and that the Board's decision to the contrary is wholly unsupported by the undisputed evidence present in the record. We agree and reverse.

The salient facts are not in dispute. TNI is in the business of supplying hospitals with nurses on a temporary basis. In essence, TNI acts as an employment broker, matching nursing professionals with hospitals and other health care institutions seeking to supplement their staffs on a temporary, short-term basis. Due to the ongoing acute shortage of nurses in New Jersey, many hospitals utilize registries and broker services to supplement permanently employed personnel. At present, approximately 180 nurses are under contract with TNI. TNI *138 primarily brokers the services of registered nurses, although it occasionally acts for licensed practical nurses such as Douglas.

The record reflects that TNI recruits its nurses through advertisements in professional journals and newspapers. Prior to entering contracts with TNI, nurses are screened to insure that they are appropriately

qualified. Each nurse must provide TNI with a resume, clinical references, proof of malpractice insurance, health and disability insurance coverage, a valid CPR certification and a nursing license. All requisite insurance policies must be obtained and paid for by the nurses. In addition, the applicant must complete both a skills checklist, as required by the Joint Commission for Accreditation of Hospitals, and a physical assessment test, demonstrating the nurse's qualifications to meet hospital staffing requirements. The skills checklist is later used by TNI to match the nurse's qualifications with the personnel needs of particular hospitals.

At the completion of the application process, each nurse enters into a written agreement with TNI. Under the terms of the agreement, the nurse is engaged as an "independent professional" and TNI is given no right "to exercise any control or direction" over his or her activities. The contract states that the nurse is subject to whatever policies and practices are mandated by the hospital or institution in which he or she is placed and TNI retains no right to dictate the manner in which he or she conducts his or her activities, subject to professional standards which are to be maintained by continuing education throughout the term of the agreement. TNI provides a liaison to the hospital, but it has no supervisory responsibility over the nurse. Instead, it assists the hospital in setting staffing levels, obtains additional nursing support to meet emergent needs and mediates disputes where the hospital cannot resolve the problem directly with the nurse.

The contract is for a period of one year, with optional yearly renewals. It may be terminated, however, if for some reason, the nurse fails to maintain appropriate insurance and professional *139 certification and licenses. The record discloses that TNI has rarely terminated a contract, although nurses often elect to stop utilizing its services.

Each nurse negotiates with TNI to set an individual hourly rate, which varies depending upon his or her experience and qualifications. Nurses notify TNI on a weekly basis of the number of shifts completed. Each is paid according to the rates set forth in his or her contract, within 14 days of submission of this information. This procedure is designed to eliminate extra bookkeeping for hospitals, because they send one check to TNI representing compensation for all nurses who worked during a given time period. After subtracting its administrative and placement charges from the lump sum paid by the hospitals, TNI acts as a conduit to forward monies owed to the nurses by the hospitals. Although the Attorney General claims that TNI retains 40 to 50% of the amounts received, the record does not support this contention, which is apparently based on different yearly rates and payments and is thus not accurate.

Perhaps the most telling point in light of the issues raised relates to TNI's scheduling procedures. We stress that under the agreement the nurse alone decides whether to work, when to work, what shifts he or she wishes to work and his or her working hours. TNI retains no right to decide whether a nurse will work at all and, if he or she does, when, what shifts and what working hours. Nurses inform TNI of the hospitals and shifts that they are willing to work. TNI does not set a minimum or maximum number of shifts to be worked in a given period. That is left to the sole discretion of the nurses. TNI merely mails blank scheduling forms to the nurses each month to be completed for the following month and returned. After matching the nurses' proposed schedules with the personnel needs of the hospitals, TNI mails out a copy of the month's final schedule for each nurse and confirms each shift on the calendar. Once the schedule is confirmed, nurses are required to work each scheduled shift or to make arrangements on their *140 own with other qualified nurse contractors for coverage of any shifts that they are unable to work, subject to TNI's approval. Should a nurse fail to complete a shift or obtain a suitable substitute, he or she is charged a penalty.

TNI placement is not necessarily the exclusive source of a nurse's work. No restriction is placed on a nurse's right to obtain placement by another broker or to obtain work independently. Frequently, nurses utilize other brokers along with TNI. For example, Douglas contracted with two other temporary nursing service agencies and worked at other hospitals through these non-TNI referrals. Douglas' schedule through TNI ranged from as little as one eight-hour shift per week to as much as five or more shifts per week.

TNI solicits business from hospitals in need of temporary nursing personnel. Hospitals contract with TNI on a non-exclusive basis. Most hospitals have ongoing relationships with several brokers in order to expand the available pool of nurses. These brokers represent a significant source of nursing personnel, because most hospitals employ a sufficient number of nurses to satisfy projected nursing needs based upon a 70% occupancy rate. If the occupancy rate increases, or staffing levels decrease due to attrition or absenteeism, brokers are contacted to provide additional nurses.

It is abundantly plain from the record that once a nurse is placed, the hospital is in complete control over his or her activities, subject of course to applicable professional standards. Nurses are subject to the policies, practices and procedures of the particular hospitals in which they are placed. The hospital retains the right to dismiss a nurse if his or her skill level is deficient or his or her professional standards do not meet the institution's requirements. The hospital provides the nurses with all necessary equipment and supplies. The actual treatment of the patient is coordinated by the physician and hospital personnel. Although TNI screens and selects qualified nursing personnel, TNI, both by its contractual undertaking *141 and its actual conduct, exercises no control whatsoever over the conduct of the nurse's professional activities.

Based upon the foregoing evidence, the Appeal Tribunal determined that Douglas was an independent contractor and was not an employee of TNI. Specifically, the Appeal Tribunal found that TNI exercised no control or direction over the performance of the nurse's duties, the nurse's services were outside the usual course of TNI's business and the activities of a nurse constituted an independently established business.

The Board of Review reversed and withdrew the Appeal Tribunal's decision. See *N.J.A.C. 12:20-3.4(d)*. While adopting the Appeal Tribunal's findings of fact, the Board concluded that the claimant "remained under the direction and control of the employer" because Douglas was "required ... to perform certain services in order to remain employed" and because TNI received "continuing payments from clients" and paid nurse contractors "on a week by week basis."

We are convinced that the Board's decision was not supported by the evidence presented and deviated from applicable statutory requisites. At the outset, we recognize the narrow scope of our review powers and the presumptive correctness of the administrative agency's determination. See *Clowes v. Terminex Intern., Inc.*, 109 N.J. 575, 585, 538 A.2d 794 (1988); *Goodman v. London Metals Exchange, Inc.*, 86 N.J. 19, 28, 429 A.2d 341 (1981); *Henry v. Rahway State Prison*, 81 N.J. 571, 579-580, 410 A.2d 686 (1980); *New Jersey Guild of Hearing Aid Dispensers v. Long*, 75 N.J. 544, 562-563, 384 A.2d 795 (1978). We also acknowledge the remedial object of the Unemployment Compensation Act (*N.J.S.A. 43:21-1 to -56*), to protect the welfare of the people by providing a cushion against the shocks and rigors of unemployment and employment disability. See *Provident Inst. for Sav. in Jersey City v. Div. of Employ. Sec.*, 32 N.J. 585, 590, 161 A.2d 497 (1960); *Bogue Electric Co. v. Board of Review*, 21 N.J. 431, 435, 122 A.2d 615 (1956); *Gilchrist v. Div. of Employment Security*, 48 *142 N.J. Super. 147, 153, 137 A.2d 29 (App.Div. 1957). Clearly, the statutory scheme should be liberally construed to accomplish that end with the result that the relation of employer and employee may be deemed to exist under circumstances which would not lead to that determination under the common law classification. *Gilchrist v. Div. of Employment Security*, 48 N.J. Super. at 153, 137 A.2d 29. In applying the provisions of the Act, we are obliged to look behind the contractual language to the actual situation — the status in which the parties are placed by the relationship that exists between them. *Id.* at 154, 137 A.2d 29; see also *Provident Inst. for Sav. in Jersey City v. Div. of Employ. Sec.*, 32 N.J. at 590, 161 A.2d 497.

This much conceded, the policies that require us to view with deference the decisions of administrative agencies and to liberally construe remedial social legislation do not compel us to blindly sustain a clearly erroneous result. In that respect, we are entirely satisfied that the conclusion reached by the Board is plainly a mistaken one and is so clearly unwarranted that the interests of justice demand intervention and correction. We harbor a definite conviction that the Board went so wide of the mark that a mistake must have been made. Our sense of wrongness arises from what we perceive to be the Board's obvious overlooking of crucial evidence.

We begin our analysis with the operative statutory language which defines "employment" as "services ... performed for remuneration or under any contract for hire, written or oral, express or implied." *N.J.S.A. 43:21-19(i)(1)(A)*. Under *N.J.S.A. 43:21-19(p)*, "remuneration" is defined as "all ... compensation and bonuses and the cash value of all compensation in any medium other than cash." The Act thus provides that all services performed by an individual for remuneration constitute employment unless the individual satisfies the three requirements set forth in *N.J.S.A. 43:21-19(i)(6)(A)*, (B) and (C). See *Schomp v. Fuller Brush Co.*, 124 N.J.L. 487, 490, 12 A.2d 702 (Sup.Ct. 1940), *aff'd* 126 N.J.L. 368, 19 A.2d 780 (E. & *143 A. 1941). These requirements, commonly known as the A, B, C test, are as follows:

Services performed by an individual for remuneration shall be deemed to be employment subject to this chapter (*N.J.S.A. 43:21-1 et seq.*) unless and until it is shown to the satisfaction of the Division that:

(A) Such individual has been and will continue to be free from control or direction over the performance of such service, both under his contract of service and in fact; and

(B) Such service is either outside the usual course of the business for which such service is performed, or that such service is performed outside of all the places of business of the enterprise for which such service is performed; and

(C) Such individual is customarily engaged in an independently established trade, occupation, profession or business. [N.J.S.A. 43:21-19(i)(6)(A), (B) and (C)].

This statutory provision is to be read in the conjunctive, and, therefore, an entity whose "employee" fails any one criterion of the three-pronged test is considered an employer under the Act. See *William H. Goldberg & Co. v. Div. of Employ. Sec.*, 21 N.J. 107, 113, 121 A.2d 12 (1956); *Bloom v. Div. of Employ. Sec.*, 69 N.J. Super. 175, 179, 174 A.2d 16 (App.Div. 1961).

We first consider the question of the extent to which Douglas and the other nurse contractors were subject to TNI's control. As we noted previously, the Board disagreed with the Appeal Tribunal's conclusion that the nurses placed in different hospitals and health care institutions were not subject to TNI's direction. The Board's determination was predicated upon the fact that (1) nurses were "required ... to perform certain services in order to remain employed," and (2) TNI received "continuing payments from [hospitals]" and paid nurses on a "week by week basis."

These circumstances are not supportive of the Board's ultimate conclusion that Douglas was an employee of TNI. The fact that Douglas was required to perform services is common to both an employment and independent contractor status. In order to receive payment, an independent contractor is obliged to perform services. If we were to accept the conclusion that the performance of services creates an employment relationship, the "A" prong of the statutory tripartite test could never *144 be satisfied, and the status of independent contractor would cease to exist under the statute. Simply stated, the performance of services does not differentiate an employment relationship from an independent contractor relationship. A contrary interpretation of subsection A would essentially render nugatory the statutory scheme.

We also note that under the written agreement Douglas was obliged to perform services not to fulfill any contractual obligation owed to TNI, but rather in order to obtain payment from a hospital. As we emphasized in our recital of the facts, nurses were free to decline any work offered by TNI. Nurses could refuse to accept any particular shift and could decline to work at all without impairing their contractual relationship with TNI. The contractual relationship between the nurses and TNI would continue to exist even though no services were performed by the nurses.

We find generally unpersuasive the circumstance that nurses were paid by TNI on a weekly basis. In reality, TNI served as a conduit for payment of the nurses by the hospital. Under its arrangement with client hospitals, a single check could be sent to TNI, representing payment for the services of all nurses placed by TNI. While we agree that continuing payments represent some evidence of an employment relationship, it cannot fairly be said that these circumstances disclose TNI's right to control or direct the activities of the nurses.

Instead, we find the following circumstances to be determinative. First, nurses chose on a monthly basis the hospitals and shifts they wished to work. They could work as little or as much as they wished. Second, nurses were free to work elsewhere. They could utilize the services of other brokers or seek work independently. They could decline work offered by TNI and choose to work elsewhere. Third, the nurses were not obliged to comply with any rules, practices or procedures set by TNI in performing their professional duties. Instead, they were required to comply with the rules of the particular institution *145 in which they were placed. Fourth, TNI did not issue any instructions or require nurses to report to its offices. Fifth, TNI exercised no supervisory responsibility over the nurses. Nurses were supervised by their supervisors at the particular hospitals where they were placed. Sixth, TNI offered no training to nurses. Instead, nurses were obliged to continue their education on their own and at their own expense. Seventh, TNI did not furnish any supplies, equipment or uniforms to its nurses. Finally, TNI did not provide nurses with any fringe benefits, such as sick pay, vacations, pensions or bonuses. In addition, nurses were responsible for their own medical, disability and malpractice insurance coverage.

The facts here are plainly distinguishable from those present in the decisions upon which the Attorney General relies. In *Electrolux Corp. v. Board of Review*, 129 N.J.L. 154, 28 A.2d 207 (E. & A. 1942), for example, the claimant was required to sell only the employer's products, all orders were required to be taken on printed contract forms supplied by the employer, the contracts with customers were entirely standardized and no deviation or variation was permitted, sales prices were established by the employer and no negotiations, rebates, allowances or concessions were permitted, trade-in values were fixed by the employer, employees were furnished with sample machines the title to which remained in the employer, there was a highly structured sales organization and hierarchial supervision. *Id.* at 156-157, 28 A.2d 207. Similarly, in *Schomp v. Fuller Brush Co.*, the employee was given a particular sales territory, he could not work elsewhere, branch managers provided standardized instructions in the method of salesmanship desired by the employer, the employer periodically gave personal instructions in the field, and employees were subject to dismissal if they did not meet specific sales quotas. *Id.* at 490-491, 12 A.2d 702. Likewise, in *Steel Pier Amusement Co. v. Unemployment Compensation Comm.*, 127 N.J.L. 154, 21 A.2d 767 (Sup.Ct. 1941), employee musicians were given rigid performance schedules, they were told what music they should play and what *146 accompaniments they were required to give and they took orders and were under the control of the employer. *Id.* at 157, 21 A.2d 767. In *Provident Inst. for Sav. in Jersey City v. Div. of Employ. Sec.*, members of the bank's executive committee were paid for services consisting of establishing policies, they exercised supervisory responsibilities over employees, and they acted generally as higher level employees within the common corporate structure. 32 N.J. at 592, 161 A.2d 497. Finally, in *Superior Life and Health and Accident Ins. Co. v. Board of Review of Unemployment Compensation Commission*, 127 N.J.L. 537, 23 A.2d 806 (Sup.Ct. 1942), employees were given specific territories for the sale of insurance, they were responsible for collections and paid a percentage of the amount collected, they were prohibited from engaging in competitive work, they were informed of the addresses of named policyholders and were directed when and how much to collect, they were given standardized advertising materials and were instructed with respect to the method of salesmanship, and they could not deviate from such instructions. *Id.* at 538-540, 23 A.2d 806. Our review of the record convinces us that none of these critical facts and circumstances is present in this case.

We are thus satisfied that the Board erred in its conclusion that TNI controlled and directed the performance of the services of nurse contractors. The evidence abounds the other way. In reaching this conclusion, we recognize that nurses are professionals and that the details of their work are ordinarily not subject to close supervision. See *Marcus v. Eastern Agricultural Ass'n., Inc.*, 58 N.J. Super. 584, 597, 157 A.2d 3 (App.Div. 1959) (Conford, J., dissenting), rev'd on dissenting opinion 32 N.J. 460, 161 A.2d 247 (1960). We acknowledge that where the type of work requires little supervision over details for its proper prosecution and the person performing it is so experienced that instructions concerning such details would be superfluous, a degree of supervision no greater than that which is held to be normally consistent with an independent contractor status might be equally consistent with an employment relationship. *147 *Ibid.* Even within that context, however, we discern no control or direction over the activities of nurses by TNI. Whatever control, direction and supervision there was with respect to the nurses was exercised by the hospitals in which they were placed, not TNI. We are therefore convinced that TNI satisfied the "control" criterion set forth in N.J.S.A. 43:21-19(i)(6)(A), and that the Board's finding to the contrary is clearly erroneous.

As we observed earlier, the Board in its decision did not expressly disturb the conclusion of the Appeal Tribunal that the "B" and "C" tests were satisfied on the undisputed record in this case. The Board made no findings and reached no conclusions with respect to (1) whether the services performed by the nurses were "outside the usual course" of TNI's business, see N.J.S.A. 43:21-19(i)(6)(B), and (2) whether the nurses were "customarily engaged in an independently established ... profession," see N.J.S.A. 43:21-19(i)(6)(C). Although a cogent argument can be made that the Board tacitly conceded the "B" and "C" prongs were met on this record, we will address those questions for the sake of completeness.

With respect to the subsection B criterion, the Attorney General argues that TNI is in the business of providing health care, rather than brokering nursing personnel to hospitals. We reject this strained contention. The record does not substantiate the naked claim that a broker in the business of matching a nurse with the personnel needs of a hospital is undertaking the provision of health care services. The service of supplying health care personnel does not translate into the business of caring for patients. *Cf. In re Renouf*, 254 N.Y. 349, 351, 173 N.E. 218, 220 (1930); see also *Saiki v. United States*, 306 F.2d 642 (8th Cir. 1962). The simple and overriding fact is that TNI does not perform patient care. It brokers nurses. Douglas, as well as other nurses placed by TNI, performed nursing services, a function clearly beyond the

purview and usual course of TNI's business. Further, it is undisputed that nurses do not *148 work in the TNI office. They report directly to hospitals. We, therefore, conclude that the B criterion was fully satisfied.

Finally, we are convinced that nurses are engaged in an independently established profession, as required by N.J.S.A. 43:21-19(i)(6)(C). See *David v. Employers' Mutual Ins. Co.*, 124 N.J. Super. 377, 380, 307 A.2d 123 (App.Div. 1970), certif. den. 63 N.J. 580, 311 A.2d 3 (1973); *Chmizlak v. Levine*, 20 N.J. Misc. 339, 340-341, 27 A.2d 629 (Dept. of Labor 1942). Clearly, the independent nature of their profession would survive without the existence of TNI. See *Bloom v. Div. of Employment Sec.*, 69 N.J. Super. at 179-180, 174 A.2d 16. Nurses must fulfill educational and licensure requirements in order to practice their profession. As pointed out in TNI's brief, they are able to obtain positions either as full-time employees, part-time employees, independent contractors, shift workers, etc. In the context of this case, the individual nurses do not work exclusively through TNI. Instead, most work simultaneously for other brokers, hospitals and health care institutions.

In sum, the undisputed evidence clearly established the statutory requisites of N.J.S.A. 43:21-19(i)(6)(A), (B) and (C). The determination of the Board is accordingly reversed.

hnrinc@rcn.com <hnrinc@rcn.com>
To: hnrinc@gmail.com

Thu, Jun 5, 2014 at 1:09 PM

From: "Harry Dorvilier" <hnrinc@gmail.com>
To: "Mitchell Perry" <mpesquire@aol.com>, "Raymond Nardo" <raymondnardo@gmail.com>, "Harry Dorvilier" <hnrinc@erols.com>
Sent: Thursday, June 5, 2014 12:55:30 PM
Subject: NURSES ARE INDEPENDENT CONTRACTOR UNDER MEDICAID REGULATION

[Quoted text hidden]

Harry Dorvilier <hnrinc@gmail.com>
To: Edward Irizarry <irizarryesq@gmail.com>

Fri, Feb 13, 2015 at 12:31 PM

[Quoted text hidden]

MAURA MCCANN
Chief Labor Standards Investigator
Department of Labor
W. Averell Harriman State Office Campus
Building 12, Room 532, Albany, NY 12240
www.labor.ny.gov
(518) 457-2460

3

January 14, 2015

Harry's Nurses Registry, Inc.
Attn: Mr. Harry Dorvilier
88-25 163 St
Jamaica, NY 11432

COPY

Re: LS03 2010015248 Investigation Findings and Underpayment Total

Total Due: \$7,061,005.21

Dear Mr. Dorvilier:

On July 13, 2010, New York State Department of Labor investigators visited Harry's Nurses Registry a/k/a Harry's Home Care at 88-25 163rd Street in Jamaica, New York to investigate allegations of labor law violations. We understand your position has been that your employees are independent contractors.

We obtained copies of your payroll and time records and have since been concluding the audit portion of our investigation. It is our understanding that other related proceedings have also been initiated, including a FLSA class-action lawsuit, and a criminal proceeding brought by the Queens District Attorney. We believe these proceedings also addressed the issue of independent contractor status as a matter of jurisdiction; therefore, our position is that the nurses you employ are not independent contractors.

In making our determinations, we have taken the outcomes of the above-referenced proceedings into consideration. After concluding an audit of your payroll records, it is our position that you owe wages to **415 employees** for the following reasons:

- Unpaid overtime wages (for the period of June 2005 – June 2010) are owed to employees for your failure to pay time and one-half the regular rate of pay for over 40 hours worked in a payroll week. These amounts are listed as Claim Type 4 on the attached spreadsheet. To determine overtime amounts due we used your payroll and time records. Because payroll is bi-weekly, we split the total hours worked in half for each pay period. We made this decision based on a review of your time records, which demonstrated the total hours worked were almost always evenly split between two work weeks. Where an hourly rate of pay was not clear according to your payroll records, we extrapolated a rate by dividing the gross pay by the hours worked, or we applied any observable patterns for pay rates. We calculated the overtime



New York State Department of Labor
Andrew M. Cuomo, Governor
Peter M. Rivera, Commissioner

May 19, 2014

Harry's Nurses Registry, Inc.
88-25 163 St
Jamaica, NY 11432

COPY

Re: LS03 2010015248

Dear Mr. Dorvilier:

On July 13, 2010, New York State Department of Labor investigators visited Harry's Nurses Registry a/k/a Harry's Home Care at 88-25 163rd Street in Jamaica, New York to investigate allegations of labor law violations. We understand your position has been that your employees are independent contractors.

We obtained copies of your payroll and time records and have since been concluding the audit portion of our investigation. It is our understanding that other related proceedings have also been initiated including an FLSA class-action lawsuit and a criminal proceeding brought by the Queens District Attorney. We believe these proceedings also addressed the issue of independent contractor status as a matter of jurisdiction; therefore, our position is that the nurses you employ are not independent contractors.

In making our determinations, we have taken the outcomes of the above-referenced proceedings into consideration. After concluding an audit of your payroll records, it is our position that you owe wages to employees for the following reasons:

- unpaid overtime wages (for the period of June 2005 – June 2010) for failure to pay time and one half the regular rate of pay for hours worked over 40 in a payroll week.
- unpaid wages for failure to reimburse the full amount due to nurses who performed services for medically fragile children (for the period of January 1, 2007 – June, 2010).
- unpaid wages for illegal deductions of workers' compensation insurance costs (for the period of July 2006 – December 2007).

The total amount due for these claims is substantial. As such, we would like to meet with you and your legal counsel to discuss our audit methodology, findings, payment, and your current state of compliance. Please contact Assistant Director Maritza Lamboy's secretary, Liliana Munoz, as soon as possible at 212-775-3645 to schedule a meeting.

Sincerely,

A handwritten signature in black ink, appearing to read "Maura McCann", with a long horizontal flourish extending to the right.

Maura McCann
Chief Labor Standards Investigator
Division of Labor Standards

MM:sc

Phone: (518) 457-2460 Fax: (518) 457-7997
W. Averell Hariman State Office Campus, Bldg. 12, Room 532, Albany, NY 12240

www.labor.ny.gov

due by multiplying half of the full hourly pay rate, and the number of hours worked over 40 for each week. Note: we did not include medically fragile enhancement rates in the calculation of overtime, nor did we include underpayments for weeks where it was questionable that someone worked overtime. **The amount due for unpaid overtime is \$ 5,621,015.57.**

- **Unpaid wages** are due to employees for your failure to reimburse the full amount due to nurses who performed services for Medically Fragile Children (for the period of January 1, 2007 – June 2010). To determine the amounts due we used the enhancement rate of \$6.31 per hour. Where we observed that you increased the rate of pay for a nurse during the relevant period, we credited the partial raises as amounts paid. Claim Type 1 lists the balance of the enhancement due that you improperly retained. Your payroll records show a pattern of a rate increase for nurses worked on medically fragile enhancement cases. We were able to corroborate this pattern with the timing of the legislation and by cross-referencing your records with Medicaid billing data. **The amount due for unpaid wages is \$1,005,963.26.**
- **Unpaid wages for illegal deductions** of workers' compensation insurance costs (for the period of July 2006 – December 2007) is due to employees. These amounts are Claim Type 14 on the enclosed spreadsheet. These amounts were calculated directly from your payroll records as you referenced the charge as "LESS: W/C @1 PER HR..." in your payroll records. **The amount due for illegal deductions from wages is \$434,026.38.**

You did not respond to our letter dated May 19, 2014 in which we requested to meet with you to discuss these findings. As such, the enclosed spreadsheet lists the total amount due for each claimant for each claim type as described above. We will allow 21 days from the date of this letter to review the spreadsheet and your payroll records. You must then contact this office to make payment arrangements. Failure to contact this office to make payment arrangements within 21 days from the date of this letter will result in further legal action, including issuance of an Order to Comply. An Order to Comply will include an assessment of interest and civil penalties on the amounts due.

Sincerely,



Maura McCann
Chief Labor Standards Investigator
Division of Labor Standards

COPY

MM:sc

cc: Harry's Nurses Registry, Inc.
Attn: Mr. Harry Dorvilier
169-14 Hillside Avenue
Jamaica, NY 11432

LS03 2010015248

Harry's Nurses Registry, Inc.

NYS DOL Audit
January 14, 2015

Claim Type	Last Name	First Name	Period Start (m/d/yyyy)	Period End (m/d/yyyy)	Gross
4	ADAM	FRANTZIE	9/6/2006	9/6/2006	97.43
14	ADAM	FRANTZIE	7/26/2006	12/31/2006	328.00
		FRANTZIE Total			425.43
4	ADAMS	MARIA	1/12/2005	5/26/2010	15636.00
14	ADAMS	MARIA	7/26/2006	11/28/2007	3023.00
1	ADAMS	MARIA	3/5/2008	3/5/2008	14.48
		MARIA Total			18673.48
4	ADEBAYO	MAGDALEN	8/19/2009	12/23/2009	234.00
1	ADEBAYO	MAGDALEN	6/24/2009	12/23/2006	783.38
		MAGDALEN Total			1017.38
4	ADEBAYO	OLUYEMISI T	4/15/2009	7/7/2010	2342.45
1	ADEBAYO	OLUYEMISI T	4/15/2006	7/7/2010	2514.41
		OLUYEMISI T Total			4856.86
4	AGARRAT	CURLINE	9/6/2006	7/8/2009	16235.98
14	AGARRAT	CURLINE	10/18/2006	12/12/2007	3104.00
1	AGARRAT	CURLINE	7/25/2007	7/7/2010	5969.30
		CURLINE Total			25309.28
4	AJIBOYE	SUSSAN	11/30/2005	1/25/2006	2910.00
14	AJIBOYE	SUSSAN	10/3/2007	10/17/2007	29.50
1	AJIBOYE	SUSSAN	10/3/2007	10/17/2007	58.93
		SUSSAN Total			2998.43
4	AKRAM	NAJMA	10/29/2008	7/7/2010	12939.71
14	AKRAM	NAJMA	11/28/2007	11/28/2007	8.00
1	AKRAM	NAJMA	11/28/2007	7/7/2010	5961.76
		NAJMA Total			18909.47
4	ALEXANDRE	ANNE MARIE	1/12/2005	12/23/2009	60313.75
14	ALEXANDRE	ANNE MARIE	8/9/2006	8/9/2006	4097.50
1	ALEXANDRE	ANNE MARIE	8/22/2007	6/9/2010	40554.84
		ANNE MARIE Total			104966.09
14	ALEXANDRE	DAPHNEE	8/9/2006	3/21/2007	72.00
		DAPHNEE Total			72.00
4	ALI-EL	SULAIMAN	12/14/2005	1/11/2006	1350.00
14	ALI-EL	SULAIMAN	7/29/2007	11/28/2007	4608.00

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[Signature]

LS03 2010015248

Harry's Nurses Registry, Inc.

NYS DOL Audit
January 14, 2015

Claim Type	Last Name	First Name	Period Start (m/d/yyyy)	Period End (m/d/yyyy)	Gross
1	ALI-EL	SULAIMAN	10/3/2007	10/28/2009	7874.51
		SULAIMAN Total			13832.51
4	ALLI-BALOGUN	TAWA	3/3/2010	6/23/2010	388.54
		TAWA Total			388.54
4	ALOUIDOR	MARTINE GUYTLEY	1/6/2010	4/14/2010	1416.71
		MARTINE GUYTLEY Total			1416.71
4	ALTIDOR	REJEANNE	6/1/2005	11/2/2005	1739.15
		REJEANNE Total			1739.15
14	ANDERSON	JONELLE	10/18/2006	12/31/2006	40.50
		JONELLE Total			40.50
14	ANDERSON	KEISHA	10/4/2006	11/29/2006	64.00
		KEISHA Total			64.00
14	ANTOINE	FARRAH	3/7/2007	4/4/2007	96.00
		FARRAH Total			96.00
4	ANTOINE	SHERMA	2/22/2006	6/9/2010	28270.85
14	ANTOINE	SHERMA	7/26/2006	10/3/2007	2882.58
		SHERMA Total			31153.43
4	ARCHER	MARIE	4/5/2006	7/7/2010	65175.00
14	ARCHER	MARIE	7/26/2006	11/28/2007	5123.50
1	ARCHER	MARIE	7/25/2007	7/7/2010	18104.73
		MARIE Total			88403.23
4	ARMAND	ROBERTA	8/9/2006	7/22/2009	7120.29
14	ARMAND	ROBERTA	7/26/2006	11/28/2007	2247.00
1	ARMAND	ROBERTA	7/25/2007	2/18/2009	3138.22
		ROBERTA Total			12505.51
4	ASEBIO MO BOSEDE	FOLUKE	11/11/2009	7/7/2010	10716.25
		FOLUKE Total			10716.25
4	ATANDA	AYODEJI	10/3/2007	10/31/2007	571.00
14	ATANDA	AYODEJI	10/3/2007	12/12/2007	396.00
		AYODEJI Total			967.00
14	AUGUSTIN	CLAIRE FRANCOIS	11/14/2007	11/14/2007	8.00
		CLAIRE FRANCOIS Total			8.00
4	AUGUSTIN	IMMACULA	4/18/2007	5/16/2007	320.00

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Harry's Nurses Registry, Inc.

NYS DOL Audit
January 14, 2015

Claim Type	Last Name	First Name	Period Start (m/d/yyyy)	Period End (m/d/yyyy)	Gross
14	AUGUSTIN	IMMACULA	7/26/2006	11/28/2007	1080.25
		IMMACULA Total			1400.25
4	AYORINDE	GRACE	10/15/2008	3/4/2009	1574.63
1	AYORINDE	GRACE	5/14/2008	7/22/2009	676.62
		GRACE Total			2251.25
4	AZARD	VILVANIE	5/17/2006	7/12/2006	956.14
14	AZARD	VILVANIE	7/26/2006	8/23/2006	64.00
		VILVANIE Total			1020.14
14	AZI	JUDITH	9/8/2006	11/1/2006	19.00
		JUDITH Total			19.00
4	BAINDA	LEEMUE	2/20/2008	2/4/2009	4514.25
		LEEMUE Total			4514.25
14	BAKER	CYNTHIA	8/9/2006	8/9/2006	24.00
		CYNTHIA Total			24.00
14	BARBOT	GENEVIEVE	8/23/2006	1/24/2007	511.50
1	BARBOT	GENEVIEVE	3/17/2010	7/7/2010	3184.91
		GENEVIEVE Total			3696.41
4	BARNETT	CAROL	1/12/2005	7/27/2005	736.25
		CAROL Total			736.25
4	BARRANTES	ANDRA	5/26/2010	7/7/2010	3586.00
		ANDRA Total			3586.00
14	BARTHELEMY	MATHILDE	10/3/2007	10/31/2007	22.00
		MATHILDE Total			22.00
4	BAZELAIS	MARTINE	9/17/2008	7/7/2010	17706.00
1	BAZELAIS	MARTINE	7/9/2008	7/7/2010	6646.16
		MARTINE Total			24352.16
4	BEAULIERE	ESMERALDA	2/21/2007	4/28/2010	618.00
14	BEAULIERE	ESMERALDA	9/8/2006	11/28/2007	1765.50
		ESMERALDA Total			2383.50
4	BECKFORD	JOAN	8/8/2007	10/17/2007	4920.00
14	BECKFORD	JOAN	9/20/2006	10/17/2007	1039.00
1	BECKFORD	JOAN	1/23/2008	2/4/2009	258.83
		JOAN Total			6217.83

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Claim Type	Last Name	First Name	Period Start (m/d/yyyy)	Period End (m/d/yyyy)	Gross
4	BELLEGADE	FLORENCE	1/26/2005	7/27/2005	1735.03
		FLORENCE Total			1735.03
14	BELVEY	HELEN	12/27/2006	12/27/2006	64.00
		HELEN Total			64.00
4	BENDER	CORENA	2/10/2005	2/10/2005	19.00
		CORENA Total			19.00
4	BERNARD	COLLEEN	2/10/2005	3/9/2005	1440.00
		COLLEEN Total			1440.00
4	BERNARD	MARIE	5/4/2005	6/29/2005	1140.00
		MARIE Total			1140.00
14	BERRY	LESLIE	8/8/2007	8/8/2007	64.00
		LESLIE Total			64.00
1	BHAGWANDEEN	DHANDI	4/29/2009	7/7/2010	1087.81
		DHANDI Total			1087.81
4	BIEN-AIME	MARIE CELINE	11/16/2005	3/21/2007	2856.78
14	BIEN-AIME	MARIE CELINE	7/26/2006	3/21/2007	824.50
		MARIE CELINE Total			3681.28
4	BONCOEUR	MARIE VANISE	8/8/2007	8/8/2007	136.43
14	BONCOEUR	MARIE VANISE	6/27/2007	10/17/2007	378.50
1	BONCOEUR	MARIE VANISE	7/25/2007	8/8/2007	11.16
		MARIE VANISE Total			526.09
4	BONHEUR	MILDRED	1/12/2005	7/7/2010	157192.59
14	BONHEUR	MILDRED	7/26/2006	11/28/2007	6467.00
		MILDRED Total			163659.59
14	BOSSOS	MARJORIE	7/26/2006	10/4/2006	124.00
		MARJORIE Total			124.00
4	BOST	WINDESLINA	3/21/2007	10/31/2007	871.64
14	BOST	WINDESLINA	7/26/2006	11/28/2007	1288.50
		WINDESLINA Total			2160.14
4	BRADFORD	LORAIN	1/26/2005	7/7/2010	9037.50
14	BRADFORD	LORAIN	8/9/2006	11/28/2007	2594.50
1	BRADFORD	LORAIN	8/8/2007	7/7/2010	11146.60
		LORAIN Total			22778.60

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LS03 2010015248

Harry's Nurses Registry, Inc.

NYS DOL Audit
January 14, 2015

Claim Type	Last Name	First Name	Period Start (m/d/yyyy)	Period End (m/d/yyyy)	Gross
4	BRATHWAITE	JUDY	4/2/2008	7/4/2010	5070.00
		JUDY Total			5070.00
4	BRICE	MARIE	1/10/2007	9/5/2007	760.00
14	BRICE	MARIE	12/27/2006	11/28/2007	1376.50
1	BRICE	MARIE	7/25/2007	3/19/2008	633.54
		MARIE Total			2770.04
4	BRIGGS	DAPHNEY CHENELLE	11/14/2007	3/5/2008	1937.48
14	BRIGGS	DAPHNEY CHENELLE	10/31/2007	11/14/2007	130.00
		DAPHNEY CHENELLE Total			2067.48
14	BROMFIELD	DEBBIEANN	9/5/2007	11/28/2007	735.50
1	BROMFIELD	DEBBIEANN	9/19/2007	10/31/2007	652.38
		DEBBIEANN Total			1387.88
14	BROOKS	TONYA	7/26/2006	8/23/2006	30.00
		TONYA Total			30.00
4	BROWN	ANNELLA			832.50
14	BROWN	ANNELLA	9/6/2006	10/31/2007	350.25
		ANNELLA Total			1182.75
14	BROWN	BARBARA	7/26/2006	5/2/2007	393.00
		BARBARA Total			393.00
4	BROWN MANN	CANDICE	6/23/2010	6/23/2010	502.25
		CANDICE Total			502.25
14	BROWN	JACQUELINE	10/4/2006	4/18/2007	370.00
		JACQUELINE Total			370.00
4	BROWN	SHARON	1/12/2005	7/27/2005	1452.50
		SHARON Total			1452.50
14	BUCHANAN	CHARMAINE	7/26/2006	8/23/2006	24.00
		CHARMAINE Total			24.00
4	BURCH	ALEXANDRA	1/12/2005	8/23/2006	3403.25
14	BURCH	ALEXANDRA	7/26/2006	10/4/2006	308.50
1	BURCH	ALEXANDRA	6/25/2008	6/25/2008	62.88
		ALEXANDRA Total			3774.63
4	BURKE HYLTON	JANE	4/5/2006	4/19/2006	2552.00
14	BURKE HYLTON	JANE	7/26/2006	8/9/2006	272.00

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		JANE Total			2824.00
4	BURKE	JENNEFFER	3/22/2006	7/4/2010	64573.33
14	BURKE	JENNEFFER	7/26/2006	5/2/2007	1016.00
1	BURKE	JENNEFFER	9/3/2008	7/7/2010	24530.44
		JENNEFFER Total			90119.77
14	BUSARI	SYNAT	8/9/2006	11/28/2007	862.00
1	BUSARI	SYNAT	7/25/2007	9/2/2009	775.63
		SYNAT Total			1637.63
4	BYAS	RITA	9/21/2005	3/19/2008	8516.75
14	BYAS	RITA	8/9/2006	11/28/2007	2528.00
1	BYAS	RITA	7/25/2007	6/25/2008	2116.40
		RITA Total			13161.15
4	CADET	IRLANDE	6/13/2007	1/7/2009	2474.00
14	CADET	IRLANDE	8/9/2006	11/28/2007	1784.00
1	CADET	IRLANDE	6/10/2009	6/10/2009	83.84
		IRLANDE Total			4341.84
4	CADET	YELVA	5/4/2005	7/7/2010	34555.50
14	CADET	YELVA	7/26/2006	11/28/2007	4267.00
1	CADET	YELVA	7/25/2007	7/7/2010	13741.43
		YELVA Total			52563.93
4	CALHOUN	DEBORAH	2/10/2005	7/7/2010	160017.08
14	CALHOUN	DEBORAH	7/26/2006	11/28/2007	8230.50
		DEBORAH Total			168247.58
4	CAMPBELL	JACQUELINE	1/26/2005	7/7/2010	31823.15
14	CAMPBELL	JACQUELINE	7/26/2006	11/28/2007	3682.50
1	CAMPBELL	JACQUELINE	7/25/2007	7/7/2010	13084.97
		JACQUELINE Total			48590.62
4	CAMPBELL	MARTHA	1/12/2005	7/7/2010	93241.96
14	CAMPBELL	MARTHA	7/26/2006	11/28/2007	6504.00
		MARTHA Total			99745.96
4	CAMPBELL	TETLA	1/12/2005	1/7/2009	50606.00
14	CAMPBELL	TETLA	7/26/2006	11/28/2007	4530.00
1	CAMPBELL	TETLA	7/25/2007	1/7/2009	7545.60

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		TETLA Total			62681.60
4	CARLUCCIO	ADRIANA	10/15/2008	10/15/2008	19.01
		ADRIANA Total			19.01
4	ARGUINZONI	CARMELLE	1/12/2005	5/30/2007	59720.14
14	ARGUINZONI	CARMELLE	7/26/2006	6/27/2007	4932.00
		CARMELLE Total			64652.14
14	CASIMIR	MARIE	9/20/2006	11/1/2006	54.00
4	CEDOIT	MARIE		6/11/2008	912.00
14	CEDOIT	MARIE	5/2/2007	11/28/2007	1064.00
1	CEDOIT	MARIE	7/25/2007	7/23/2008	5369.82
		MARIE Total			7399.82
4	CESAR	MARLENE	2/18/2009	6/23/2010	906.75
1	CESAR	MARLENE	1/7/2009	6/23/2010	3192.47
		MARLENE Total			4099.22
14	CHARLES	JUDITH	9/6/2006	11/15/2006	76.00
		JUDITH Total			76.00
14	CHARLOT	SONIA	8/9/2006	9/20/2006	152.00
		SONIA Total			152.00
4	CHERY	MAGDA	4/28/2010	6/23/2010	1752.47
		MAGDA Total			1752.47
4	CHOI	TINA	1/12/2005	6/28/2006	1242.75
14	CHOI	TINA	7/26/2006	10/18/2006	293.00
		TINA Total			1535.75
14	CHOULOUTE	CHANTAL	9/6/2006	11/1/2006	36.00
		CHANTAL Total			36.00
4	CLARKE	MICHAEL	5/13/2009	12/9/2009	13135.00
1	CLARKE	MICHAEL	5/13/2009	12/9/2009	4571.16
		MICHAEL Total			17706.16
14	CLAUDIA	GAYLE	3/7/2007	11/28/2007	2312.00
1	CLAUDIA	GAYLE	10/17/2007	10/17/2007	15.72
		GAYLE Total			2327.72
14	CLUNIE	CAROL	11/1/2006	3/8/2007	1229.00
		CAROL Total			1229.00

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4	COHEN	RICHARD	1/12/2005	6/25/2008	79310.59
14	COHEN	RICHARD	7/26/2006	11/28/2007	5268.00
1	COHEN	RICHARD	7/25/2007	7/7/2010	8247.58
		RICHARD Total			92826.17
4	COLE	LOUISE	1/21/2009	6/23/2010	8641.00
		LOUISE Total			8641.00
4	COLEMAN	JONNA	2/17/2010	4/28/2010	3944.50
		JONNA Total			3944.50
4	COLLINS	ANGELA	1/26/2005	6/15/2005	1064.00
14	COLLINS	ANGELA	3/7/2007	6/27/2007	444.00
		ANGELA Total			1508.00
4	CONNELL	COLETTE	12/28/2005	8/23/2006	1174.52
14	CONNELL	COLETTE	8/23/2006	8/23/2006	76.00
		COLETTE Total			1250.52
4	COPLAND	EARLENE SARAH	11/10/2006	11/10/2006	600.00
		EARLENE SARAH Total			600.00
4	COWANS	CHARLES	1/12/2005	3/5/2008	90403.77
14	COWANS	CHARLES	7/26/2006	11/28/2007	7678.00
1	COWANS	CHARLES	7/25/2007	3/5/2008	4626.08
		CHARLES Total			102707.85
4	COWARD	MARGARET PAULINE	7/11/2007	12/12/2007	8550.00
14	COWARD	MARGARET PAULINE	7/25/2007	11/28/2007	1667.00
1	COWARD	MARGARET PAULINE	7/25/2007	12/12/2007	1396.37
		MARGARET PAULINE Total			11613.37
4	CRESPO	MAGDA	9/16/2009	6/23/2010	3687.25
		MAGDA Total			3687.25
4	CUFFIE	ALEXANDRA	3/8/2006	11/1/2006	4546.04
14	CUFFIE	ALEXANDRA	8/9/2006	11/1/2006	273.25
1	CUFFIE	ALEXANDRA	1/23/2008	1/23/2008	13.76
		ALEXANDRA Total			4833.05
4	CUNNINGHAM	CONSTANCE	1/12/2005	11/16/2005	6285.50
		CONSTANCE Total			6285.50
4	D'ANDRADE	SANDRA	6/24/2009	11/25/2009	2000.00

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1	D'ANDRADE	SANDRA	6/10/2009	11/25/2009	1773.80
		SANDRA Total			3773.80
1	DADE	CARLINE			188.24
		CARLINE Total			188.24
4	DALLEMAND	LINDSAY	6/1/2005	2/21/2007	8034.00
14	DALLEMAND	LINDSAY	7/26/2006	3/21/2007	1726.00
		LINDSAY Total			9760.00
4	DAMON	AMY	1/6/2010	1/6/2010	123.00
		AMY Total			123.00
4	DANIEL	MICHELE	10/5/2005	7/7/2010	57454.00
14	DANIEL	MICHELE	7/26/2006	11/14/2007	4956.00
1	DANIEL	MICHELE	7/25/2007	7/7/2010	15214.48
		MICHELE Total			77624.48
4	DANNEELS	MERL	8/8/2007	9/19/2007	1469.20
14	DANNEELS	MERL	8/8/2007	11/14/2007	547.00
1	DANNEELS	MERL	8/8/2007	3/17/2010	2088.86
		MERL Total			4105.06
14	DARBOUZE	YVETTE	10/4/2006	10/4/2006	24.00
		YVETTE Total			24.00
4	DAVID	HERLENE	9/19/2007	7/7/2010	18904.25
14	DAVID	HERLENE	9/19/2007	11/28/2007	632.00
		HERLENE Total			19536.25
4	DAVIS	JANET	1/26/2005	7/11/2007	685.76
14	DAVIS	JANET	7/26/2006	11/14/2007	1887.00
1	DAVIS	JANET	8/8/2007	1/23/2008	341.12
		JANET Total			2913.88
14	DAVIS	MARY	7/26/2006	11/28/2007	2625.50
1	DAVIS	MARY	7/25/2007	7/7/2010	10579.09
		MARY Total			13204.59
1	DAVIS	RENEE	1/23/2008	1/7/2009	796.40
		RENEE Total			796.40
4	DAWKINS	ANGELA	5/4/2005	7/7/2010	12963.15
14	DAWKINS	ANGELA	7/26/2006	11/28/2007	2130.50

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1	DAWKINS	ANGELA	7/25/2007	7/7/2010	4754.87
		ANGELA Total			19848.52
14	DEL-BANING	LINDA	11/29/2006	7/11/2007	559.00
		LINDA Total			559.00
4	DELIOTE	DILMA	2/10/2005	6/23/2010	29377.50
14	DELIOTE	DILMA	11/29/2006	11/28/2007	848.00
1	DELIOTE	DILMA	8/8/2007	7/7/2010	8317.94
		DILMA Total			38543.44
14	DEPASQUALE	ANNE	8/9/2006	11/28/2007	388.00
		ANNE Total			388.00
4	DESCORBETH	YANICK	1/12/2005	7/7/2010	85692.77
14	DESCORBETH	YANICK	6/13/2007	11/28/2007	2673.00
1	DESCORBETH	YANICK	8/8/2007	7/23/2008	1778.20
		YANICK Total			90143.97
4	DESCORBETH	YVES	1/12/2005	7/7/2010	100219.13
14	DESCORBETH	YVES	6/27/2007	11/28/2007	1620.50
1	DESCORBETH	YVES	5/28/2008	5/28/2008	13.10
		YVES Total			101852.73
4	DESIR	ARNOUDE			324.00
14	DESIR	ARNOUDE	8/9/2006	8/9/2006	28.00
		ARNOUDE Total			352.00
4	DESIRE	PATRICE	1/12/2005	12/13/2006	11022.62
14	DESIRE	PATRICE	7/26/2006	5/16/2007	910.50
		PATRICE Total			11933.12
4	DESRAYNES	DANIELLE	1/12/2005	7/7/2010	172326.82
14	DESRAYNES	DANIELLE	7/26/2007	11/28/2007	6943.00
1	DESRAYNES	DANIELLE	7/25/2007	7/7/2010	20668.08
		DANIELLE Total			199937.90
4	DESROSIERS	ULYSSE ILDA	9/30/2009	7/7/2010	3276.00
		ULYSSE ILDA Total			3276.00
4	DEVAREL	SANDRA	11/2/2005	3/17/2010	91239.05
14	DEVAREL	SANDRA	7/26/2006	11/28/2007	5464.00
1	DEVAREL	SANDRA	4/30/2008	4/14/2010	2504.72

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		SANDRA Total			99207.77
4	DEWAR	TAMARA	6/27/2007	7/7/2010	31907.36
14	DEWAR	TAMARA	7/26/2006	11/28/2007	1360.00
1	DEWAR	TAMARA	8/8/2007	7/7/2010	14270.46
		TAMARA Total			47537.82
4	DIAQUOI	VIVIANE	4/16/2008	1/7/2009	9033.38
1	DIAQUOI	VIVIANE	7/23/2008	1/7/2009	1614.58
		VIVIANE Total			10647.96
14	DIAZ	ELAINE	12/27/2006	11/28/2007	622.00
1	DIAZ	ELAINE	7/25/2007	2/20/2008	288.40
		ELAINE Total			910.40
4	DICKSON	LESLIE A	10/28/2009	3/17/2010	702.00
		LESLIE A Total			702.00
4	DOBSON	LALMATI	3/3/2010	6/9/2010	148.00
1	DOBSON	LALMATI	4/2/2008	7/7/2010	480.68
		LALMATI Total			628.68
1	DORVILIER	MARGARETTE	7/22/2009	8/5/2009	56.11
		MARGARETTE Total			56.11
4	DOUGLAS	GLORIA	4/1/2009	4/28/2010	6015.00
1	DOUGLAS	GLORIA	4/1/2009	6/9/2010	4376.58
		GLORIA Total			10391.58
4	DRYER	PEARLINE	4/18/2007	8/6/2008	5378.35
14	DRYER	PEARLINE	3/21/2007	11/28/2007	1567.00
1	DRYER	PEARLINE	8/8/2007	7/7/2010	7163.62
		PEARLINE Total			14108.97
4	DUBOIS	MARCIA	10/4/2006	7/7/2010	56960.38
14	DUBOIS	MARCIA	10/18/2006	11/28/2007	3447.00
		MARCIA Total			60407.38
4	DUBUISSON	SUZETTE	3/23/2005	10/18/2006	3890.50
14	DUBUISSON	SUZETTE	9/6/2006	12/27/2006	342.00
		SUZETTE Total			4232.50
4	DUMBAR (COLDING)	ROSEMARIE	1/26/2005	7/7/2010	92856.00
14	DUMBAR (COLDING)	ROSEMARIE	7/26/2006	11/28/2007	5716.00

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1	DUMBAR (COLDING)	ROSEMARIE	7/25/2007	7/7/2010	20803.36
		ROSEMARIE Total			119375.36
4	DUNCAN	NATASHA	1/12/2005	8/8/2007	21289.00
14	DUNCAN	NATASHA	7/26/2006	8/8/2007	2720.00
		NATASHA Total			24009.00
14	DUPONT	BAYAS	3/21/2007	6/13/2007	124.00
		BAYAS Total			124.00
4	EDMOND	DOROTY	7/25/2007	7/7/2010	35202.14
14	EDMOND	DOROTY	1/10/2007	11/28/2007	2174.50
1	EDMOND	DOROTY	7/25/2007	7/7/2010	16026.08
		DOROTY Total			53402.72
4	EDOUARD	MARIE	1/12/2005	9/6/2006	76.00
14	EDOUARD	MARIE	7/26/2006	11/15/2006	505.00
		MARIE Total			581.00
14	EDUKUYE	DANIEL ESEOGHENE	2/21/2007	2/21/2007	24.00
		DANIEL ESEOGHENE Total			24.00
4	EDWARD	ANNETTE			4593.28
14	EDWARD	ANNETTE	7/26/2006	11/28/2007	2182.00
1	EDWARD	ANNETTE			3553.13
		ANNETTE Total			10328.41
4	EDWARDS	STEPHANIE	8/23/2006	7/7/2010	28958.64
14	EDWARDS	STEPHANIE	9/20/2006	11/28/2007	1432.00
1	EDWARDS	STEPHANIE	7/9/2008	7/7/2010	8968.92
		STEPHANIE Total			39359.56
14	EDWARDS	TIFFANI	10/3/2007	10/3/2007	12.00
		TIFFANI Total			12.00
14	ETIENNE	GESSY	1/24/2007	1/24/2007	21.00
		GESSY Total			21.00
4	EVANS	MERLE			45262.86
14	EVANS	MERLE	7/26/2006	11/28/2007	4025.00
1	EVANS	MERLE			14317.96
		MERLE Total			63605.82
14	EVANS	NISEEKAH	7/26/2006	11/28/2007	230.00

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1	EVANS	NISEEKAH			1904.09
14	EVANS	NISEEKAH Total			2134.09
1	EVANS	WILLIE	9/6/2006	12/27/2006	690.00
1	EVANS	WILLIE	7/9/2008	7/9/2008	62.88
		WILLIE Total			752.88
4	FASHAW	KATHLEEN MARIE	1/9/2008	4/16/2008	111.00
14	FASHAW	KATHLEEN MARIE	11/14/2007	11/28/2007	84.00
		KATHLEEN MARIE Total			195.00
4	FITZGERALD	CLAUDETTE	2/6/2008	7/7/2010	31161.00
1	FITZGERALD	CLAUDETTE	2/6/2008	7/7/2010	9937.66
		CLAUDETTE Total			41098.66
14	FLEMMING	SAMANTHA	12/13/2006	12/13/2006	20.00
		SAMANTHA Total			20.00
4	FLORENT	CLUNY	5/4/2005	9/19/2007	7443.75
14	FLORENT	CLUNY	11/29/2006	10/17/2007	735.00
		CLUNY Total			8178.75
4	FORMOSO	NORMA	4/20/2005	7/7/2010	60994.32
14	FORMOSO	NORMA	8/9/2006	11/28/2007	3871.60
1	FORMOSO	NORMA	8/8/2007	7/7/2010	9105.04
		NORMA Total			73970.36
4	FOSTER	JACQUELINE	1/12/2005	9/2/2009	30255.23
14	FOSTER	JACQUELINE	7/26/2006	9/5/2007	2646.50
1	FOSTER	JACQUELINE	7/25/2007	9/5/2007	103.91
		JACQUELINE Total			33005.64
4	FRANCIS	NORMA	9/19/2007	10/28/2009	48380.00
14	FRANCIS	NORMA	9/19/2007	11/28/2007	1106.00
1	FRANCIS	NORMA	9/19/2007	11/11/2009	15899.90
		NORMA Total			65385.90
14	FRANCIS	RAQUEL	7/26/2006	10/18/2006	343.50
		RAQUEL Total			343.50
14	FRANCOIS	MATHALIE	11/15/2006	5/2/2007	532.00
		MATHALIE Total			532.00
4	GAISIE	BARBARA	1/9/2008	6/10/2009	316.88

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14	GAISIE	BARBARA	10/4/2006	5/30/2007	257.00
		BARBARA Total			573.88
4	GAITHER	SHERETT	4/18/2007	7/7/2010	1040.00
14	GAITHER	SHERETT	4/18/2007	7/25/2007	74.00
1	GAITHER	SHERETT	4/18/2007	7/7/2010	40.61
		SHERETT Total			1154.61
14	GARCIA SHANDS	MARIA	7/26/2006	8/9/2006	30.00
		MARIA Total			30.00
4	GAUTHIER	ERNSY	12/27/2006	7/7/2010	3866.50
14	GAUTHIER	ERNSY	7/26/2006	11/28/2007	1827.00
1	GAUTHIER	ERNSY	12/27/2006	7/7/2010	8780.12
		ERNSY Total			14473.62
4	GAUTHIER	YVES	12/26/2007	7/7/2010	37410.00
1	GAUTHIER	YVES	12/26/2007	7/7/2010	16745.90
		YVES Total			54155.90
14	GEORGES	IVROSE BRUTUS	11/14/2007	11/28/2007	56.00
		IVROSE BRUTUS Total			56.00
4	GERVIL	MARIE MICHELLE	5/18/2005	3/22/2006	590.00
14	GERVIL	MARIE MICHELLE	8/23/2006	2/7/2007	1085.75
		MARIE MICHELLE Total			1675.75
14	GLEMAUD	MYRANDE	1/24/2007	2/21/2007	155.00
		MYRANDE Total			155.00
4	GITHUI	ANN	8/5/2009	7/7/2010	11649.75
		ANN Total			11649.75
4	GOLDSON	DORTHY YVETTE	1/12/2005	3/22/2006	10790.00
		DORTHY YVETTE Total			10790.00
4	GOLL HUTCHINSON	HELEN	7/23/2008	1/21/2009	526.50
		HELEN Total			526.50
4	GRAY	PAULINE	1/12/2005	5/18/2005	3760.00
		PAULINE Total			3760.00
4	GREEN	JASON	3/9/2005	10/15/2005	4066.00
		JASON Total			4066.00
4	GREENE	LINDA ELIZABETH	5/13/2009	7/7/2010	2314.19

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1	GREENE	LINDA ELIZABETH	5/13/2009	7/7/2010	723.12
		LINDA ELIZABETH Total			3037.31
4	GREGORY	CAROLYN TANIA	11/28/2007	5/26/2010	24850.06
14	GREGORY	CAROLYN TANIA	11/28/2007	11/28/2007	156.00
		CAROLYN TANIA Total			25006.06
4	GRUBIN	ESTHER	1/12/2005	1/11/2006	23700.00
		ESTHER Total			23700.00
4	GUEJUSTE	MARIE	6/1/2005	2/8/2006	209.00
		MARIE Total			209.00
4	GUIRAND	BEATRICE	3/18/2009	7/7/2010	400.50
1	GUIRAND	BEATRICE	3/18/2009	7/7/2010	4434.59
		BEATRICE Total			4835.09
4	GUIRENE	OSSE	5/3/2006	3/6/2007	4080.00
14	GUIRENE	OSSE	7/26/2006	5/2/2007	1499.00
		OSSE Total			5579.00
1	GUMBS	ALEXANDER	9/3/2008	5/13/2009	199.12
		ALEXANDER Total			199.12
1	GURUNG	RADHA	4/15/2009	4/29/2009	162.90
		RADHA Total			162.90
4	GUY	JOAN	11/16/2005	6/13/2007	6962.29
14	GUY	JOAN	7/26/2006	9/19/2007	1799.50
		JOAN Total			8761.79
4	GUZMAN	VIDA	5/18/2005	7/7/2010	141180.00
14	GUZMAN	VIDA	7/26/2006	11/28/2007	2080.00
1	GUZMAN	VIDA	7/26/2006	7/7/2010	22072.45
		VIDA Total			165332.45
4	HALL	MARTINE	2/10/2005	11/11/2009	44147.02
14	HALL	MARTINE	7/26/2006	11/28/2007	3755.00
		MARTINE Total			47902.02
4	HAMILTON	LUCILLE	7/25/2007	7/7/2010	2020.00
14	HAMILTON	LUCILLE	7/26/2006	11/28/2007	1624.50
1	HAMILTON	LUCILLE	7/25/2007	7/7/2010	8465.02
		LUCILLE Total			12109.52

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4	HAMILTON	TERESA	1/12/2005	7/7/2010	24383.25
14	HAMILTON	TERESA	8/23/2006	11/28/2007	2968.50
1	HAMILTON	TERESA	1/12/2005	7/7/2010	49.98
		TERESA Total			27401.73
4	HANSON	ALYSON	8/8/2007	7/7/2010	36388.00
14	HANSON	ALYSON	8/8/2007	11/28/2007	928.00
1	HANSON	ALYSON	8/8/2007	7/7/2010	636.48
		ALYSON Total			37952.48
4	HARRY	DEBRA	6/27/2007	1/20/2010	3822.50
14	HARRY	DEBRA	6/27/2007	11/28/2007	1035.50
1	HARRY	DEBRA	6/27/2007	1/20/2010	2242.47
		DEBRA Total			7100.47
4	HAYE	LOUISE	10/4/2006	3/19/2008	12548.29
14	HAYE	LOUISE	10/4/2006	11/28/2007	2056.50
1	HAYE	LOUISE	10/4/2006	3/19/2008	6.29
		LOUISE Total			14611.08
4	HEADLAM	ANTHONY	1/26/2005	11/25/2009	33826.50
14	HEADLAM	ANTHONY	7/26/2006	10/31/2007	4540.50
		ANTHONY Total			38367.00
4	HENRY	JULEEN	8/19/2009	5/26/2010	3944.50
		JULEEN Total			3944.50
4	HENRY	VALRIE	4/30/2008	4/30/2008	343.00
		VALRIE Total			343.00
4	HENRY-MURRAY	GAIL	10/4/2006	3/31/2010	4370.00
14	HENRY-MURRAY	GAIL	7/26/2006	11/28/2007	1853.00
1	HENRY-MURRAY	GAIL	7/25/2007	7/7/2010	10065.90
		GAIL Total			16288.90
14	HINES	LATOYA	10/3/2007	10/3/2007	14.50
1	HINES	LATOYA	1/9/2008	7/23/2008	615.40
		LATOYA Total			629.90
4	HOGG	NONA	7/26/2006	12/24/2008	921.45
14	HOGG	NONA	7/26/2006	1/10/2007	334.50
1	HOGG	NONA	2/20/2008	6/24/2009	1746.24

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14	HUA	DAN	2/21/2007		32.00
14		DAN	2/21/2007		32.00
4	HUSSAIN	DAN Total			32.00
4	HUSSAIN	MOHAMMAD	11/28/2007	2/4/2009	11919.75
14	HUSSAIN	MOHAMMAD	11/28/2007	11/28/2007	140.00
1	HUSSAIN	MOHAMMAD	3/18/2009	4/1/2009	65.50
1		MOHAMMAD Total			12125.25
1	HYMAN	MARLENE	2/4/2009	4/14/2010	3716.83
1		MARLENE Total			3716.83
1	IGAMBERDIEVA	ILMIRA	8/19/2009	9/16/2009	293.22
		ILMIRA Total			293.22
14	HUNVERE	STANLEY	9/5/2007	9/5/2007	7.50
		STANLEY Total			7.50
4	ISGI	ROSELYN A	6/10/2009	7/7/2010	28120.00
1	ISGI	ROSELYN A	6/10/2009	7/7/2010	8275.32
4	ISRAEL	MAGALIE	11/30/2005	6/28/2006	12312.00
		MAGALIE Total			12312.00
14	ISRAEL SHINING STAR INC	FIDELIA	10/3/2007	10/3/2007	20.50
14	IWEGBU	FIDELIA Total			20.50
4	JACKSON	FREDIE	9/30/2009	5/26/2010	1579.50
		FREDIE Total			1579.50
	JACQUES	TATYE	9/19/2007	10/31/2007	22.00
		TATYE Total			22.00
	JEAN	MARIE	11/11/2009	7/7/2010	12066.25
		MARIE Total			12066.25
	JACQUES	MINERVE	2/10/2005	4/5/2006	4680.00
		MINERVE Total			4680.00
	AN JACQUES	SOLANGE	7/23/2008	7/23/2008	76.00
		SOLANGE	2/21/2007	11/28/2007	414.00
		SOLANGE Total			490.00
	JEAN LOUIS	EDITH	3/9/2005	11/30/2005	10015.38

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14	JEAN LOUIS	EDITH	7/26/2006	6/27/2007	198.00
1	JEAN LOUIS	EDITH	1/23/2008	5/28/2008	107.33
		EDITH Total			10320.71
4	JEAN LOUIS	VANIA	1/21/2009	10/14/2009	667.88
1	JEAN LOUIS	VANIA	12/24/2008	11/25/2009	2219.80
		VANIA Total			2887.68
14	JEAN PAUL	UVETHA	1/10/2007	1/24/2007	40.00
		UVETHA Total			40.00
4	JEAN PIERRE	MARIE	5/4/2005	2/3/2010	64096.88
14	JEAN PIERRE	MARIE	7/26/2006	11/28/2007	5790.00
1	JEAN PIERRE	MARIE	7/25/2007	7/7/2010	11912.98
		MARIE Total			81799.86
4	JEANITH	LUNELLE	6/9/2010	6/9/2010	112.50
		LUNELLE Total			112.50
14	JEANTY	MARIE HELEN	8/9/2006	11/1/2006	168.00
		MARIE HELEN Total			168.00
4	JEFFREY	LILLIAN	6/9/2010	7/7/2010	2205.00
		LILLIAN Total			2205.00
14	JEROME	BERTHILDE	10/18/2006	11/29/2006	97.00
		BERTHILDE Total			97.00
4	JEUDY	FLORE	4/18/2007	3/17/2010	50372.91
14	JEUDY	FLORE	4/4/2007	11/28/2007	3000.00
1	JEUDY	FLORE	7/25/2007	11/28/2007	5562.27
		FLORE Total			58935.18
4	JOANNETTE	JANNIERE	1/12/2005	7/7/2010	157857.25
14	JOANNETTE	JANNIERE	7/26/2006	11/28/2007	7488.00
1	JOANNETTE	JANNIERE	3/3/2010	7/7/2010	495.18
		JANNIERE Total			165840.43
4	JOAZARD	GERALDINE	1/12/2005	8/22/2007	35533.81
14	JOAZARD	GERALDINE	7/26/2006	11/28/2007	4762.00
1	JOAZARD	GERALDINE	8/8/2007	9/5/2007	544.86
		GERALDINE Total			40840.67
4	JOHNSON	DANNA	8/19/2009	7/7/2010	8514.23

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		DANNA Total			8514.23
1	JOHNSON	JOAN ANN ROSETTA	5/28/2008	6/24/2009	2224.49
		JOAN ANN ROSETTA Total			2224.49
4	JONES	EDWIN	11/16/2005	6/28/2006	9188.00
		EDWIN Total			9188.00
4	JORDAN	SUSAN	9/2/2009	4/14/2010	136.29
		SUSAN Total			136.29
14	JOSEPH	BARBARA	10/17/2007	10/17/2007	8.00
		BARBARA Total			8.00
4	JOSEPH	MICHELLE	2/17/2005	7/7/2010	23190.51
14	JOSEPH	MICHELLE	7/26/2006	12/13/2006	240.00
1	JOSEPH	MICHELLE	1/9/2008	1/7/2009	230.56
		MICHELLE Total			23661.07
4	JOSIL	MYRTHA	11/15/2006	11/15/2006	160.00
14	JOSIL	MYRTHA	7/26/2006	4/18/2007	896.00
		MYRTHA Total			1056.00
4	JULIEN	GERTHA	7/12/2006	8/9/2006	535.49
14	JULIEN	GERTHA	7/26/2006	9/6/2006	271.00
1	JULIEN	GERTHA	10/15/2008	11/12/2008	181.91
		GERTHA Total			988.40
4	JUSTE	IRENE	9/21/2005	6/13/2007	2380.00
14	JUSTE	IRENE	7/26/2006	7/11/2007	827.00
		IRENE Total			3207.00
14	KANTA	PARVEEN	9/6/2006	9/6/2006	10.00
		PARVEEN Total			10.00
14	KAPLAN	DAVID	8/23/2006	2/21/2007	90.00
		DAVID Total			90.00
4	KAPSALIS	CHARLES DANIELLE	1/12/2005	3/21/2007	29821.00
14	KAPSALIS	CHARLES DANIELLE	7/26/2006	3/21/2007	2450.00
		CHARLES DANIELLE Total			32271.00
14	KAVANAGH	YVELINE	10/4/2006	10/4/2006	36.00
		YVELINE Total			36.00
4	KHAN	MARLY	3/23/2005	1/21/2009	4940.00

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14	KHAN	MARLY	10/4/2006	11/28/2007	1130.00
1	KHAN	MARLY	7/25/2007	2/18/2009	4528.52
		MARLY Total			10598.52
4	KHEMRAGIE	KOEHLER	1/12/2005	7/7/2010	190171.30
14	KHEMRAGIE	KOEHLER	7/26/2006	11/28/2007	7960.00
1	KHEMRAGIE	KOEHLER	7/25/2007	7/7/2010	24564.43
		KOEHLER Total			222695.73
4	KING	CAROL	2/23/2005	7/7/2010	6724.25
14	KING	CAROL	7/26/2006	11/28/2007	2384.50
1	KING	CAROL	7/25/2007	7/7/2010	7205.77
		CAROL Total			16314.52
4	KNIGHT	ANDRENE	12/27/2006	7/7/2010	45394.47
14	KNIGHT	ANDRENE	11/29/2006	11/28/2007	2410.00
1	KNIGHT	ANDRENE	7/25/2007	7/7/2010	17107.57
		ANDRENE Total			64912.04
4	KOSMACZESKA	ALICIA	9/7/2005	6/10/2009	2032.35
14	KOSMACZESKA	ALICIA	2/7/2007	11/28/2007	945.30
1	KOSMACZESKA	ALICIA	7/25/2007	7/7/2010	8395.69
		ALICIA Total			11373.34
4	KUMI	ELIZABETH	10/5/2005	10/5/2005	416.25
		ELIZABETH Total			416.25
4	KUTTNER	WAYNE	12/24/2008	4/15/2009	1434.71
		WAYNE Total			1434.71
4	LACOMBE	PERALTA	1/12/2005	7/7/2010	142167.03
14	LACOMBE	PERALTA	7/26/2006	11/28/2007	8052.50
1	LACOMBE	PERALTA	8/8/2007	7/7/2010	4282.39
		PERALTA Total			154501.92
4	LAFONTANT	MONA	12/9/2009	5/26/2010	5532.13
		MONA Total			5532.13
4	LAFORTUNE	MARIE GEORGES	10/29/2008	10/29/2008	287.00
1	LAFORTUNE	MARIE GEORGES	10/29/2008	5/12/2010	265.65
		MARIE GEORGES Total			552.65
14	LAIRD	PAULETTE	7/26/2006	10/4/2006	69.00

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		PAULETTE Total			69.00
4	LALANNE	NANCY	6/24/2009	1/20/2010	814.13
1	LALANNE	NANCY	6/24/2009	3/31/2010	599.33
		NANCY Total			1413.46
4	LALOI	CARLINE	10/5/2005	10/5/2005	20.00
		CARLINE Total			20.00
4	LAMOUR	IMMACULA	1/6/2010	7/7/2010	4078.91
		IMMACULA Total			4078.91
4	LANOIX	JINETTE	4/4/2007	5/30/2007	7974.94
14	LANOIX	JINETTE	4/4/2007	5/30/2007	1153.00
		JINETTE Total			9127.94
4	LAPORTE	EDYNE	1/12/2005	8/24/2005	2873.00
		EDYNE Total			2873.00
14	LAROCHEL	MARIE	11/1/2006	1/10/2007	101.00
		MARIE Total			101.00
14	LARODE	GRACE	11/15/2006	1/10/2007	102.00
		GRACE Total			102.00
14	LAURENCEAU	MARIE	1/24/2007	6/27/2007	221.50
1	LAURENCEAU	MARIE	3/18/2009	11/11/2009	641.90
		MARIE Total			863.40
4	LAVACHE	JEAN	7/7/2010	7/7/2010	224.00
		JEAN Total			224.00
1	LAWSON	KAREN	7/8/2009	11/11/2009	106.11
		KAREN Total			106.11
14	LE DAIN	HENRICK	1/24/2007	6/27/2007	2892.00
1	LE DAIN	HENRICK	7/25/2007	4/15/2009	4709.66
		HENRICK Total			7601.66
4	LEE	CLAUDIA JEAN	4/4/2007	7/7/2010	22874.15
14	LEE	CLAUDIA JEAN	3/21/2007	9/5/2007	924.50
1	LEE	CLAUDIA JEAN	12/26/2007	6/23/2010	7359.94
		CLAUDIA JEAN Total			31158.59
4	LEE	PRINCESS	10/4/2006	7/7/2010	13622.25
14	LEE	PRINCESS	7/26/2006	11/28/2007	2505.50

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		PRINCESS Total			16127.75
4	LEGUILLOW	ELSA	1/26/2005	10/28/2009	80731.00
14	LEGUILLOW	ELSA	7/26/2006	11/28/2007	5152.00
1	LEGUILLOW	ELSA	7/25/2007	10/28/2009	18928.30
		ELSA Total			104811.30
4	LENNON	DANA	6/9/2010	6/23/2010	857.50
14	LENNON	DANA	9/5/2007	9/19/2007	62.50
		DANA Total			920.00
4	LESLIE	DIANNE	6/23/2010	6/23/2010	229.00
14	LESLIE	DIANNE	7/26/2006	10/4/2006	150.00
		DIANNE Total			379.00
4	LESLYN	ROMAN	1/12/2005	6/25/2008	7964.62
14	LESLYN	ROMAN	11/15/2006	3/6/2007	156.50
		ROMAN Total			8121.12
4	LEVEILLE	EVANE	4/19/2006	6/9/2010	5982.22
14	LEVEILLE	EVANE	7/26/2006	11/28/2007	2027.00
1	LEVEILLE	EVANE	8/22/2007	8/22/2007	6.20
		EVANE Total			8015.42
4	LEWIS	BRENDA	12/14/2005	1/11/2006	105.00
14	LEWIS	BRENDA	7/26/2006	8/9/2006	140.00
		BRENDA Total			245.00
14	LEWIS	JANET	7/26/2006	9/6/2006	152.00
		JANET Total			152.00
4	LEWIS	LORNA	7/11/2007	12/23/2009	3043.79
14	LEWIS	LORNA	10/18/2006	11/14/2007	1268.50
1	LEWIS	LORNA	8/8/2007	5/26/2010	3983.33
		LORNA Total			8295.62
14	LIN	BINGQUAN	9/19/2007	11/28/2007	191.00
1	LIN	BINGQUAN	9/19/2007	4/1/2009	387.01
		BINGQUAN Total			578.01
4	LINDON	MORRISON	1/12/2005	1/11/2006	21850.00
14	LINDON	MORRISON	7/26/2006	2/7/2007	2516.00
1	LINDON	MORRISON	5/28/2008	4/15/2009	1193.70

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		MORRISON Total			25559.70
14	LLEWELLYN	ANNABEL	7/26/2006	8/9/2006	75.00
		ANNABEL Total			75.00
4	LOGAN	ROSEMARY	10/1/2008	10/1/2008	219.38
		ROSEMARY Total			219.38
4	LOISEAU	MARIE	4/6/2005	11/2/2005	5149.39
		MARIE Total			5149.39
4	LORDE	BABY	10/5/2005	1/23/2008	25070.00
14	LORDE	BABY	7/26/2006	4/4/2007	2844.00
1	LORDE	BABY	11/26/2008	11/26/2008	9.05
		BABY Total			27923.05
4	LOVELACE	MARVA	9/2/2009	1/20/2010	6958.00
		MARVA Total			6958.00
4	LYN	NOVELETTE	12/26/2007	7/4/2010	12006.86
1	LYN	NOVELETTE	2/6/2008	7/7/2010	1868.06
		NOVELETTE Total			13874.92
4	MALACHI	KIM	10/4/2006	11/15/2006	1857.27
14	MALACHI	KIM	10/4/2006	3/6/2007	545.00
1	MALACHI	KIM	4/30/2008	4/30/2008	44.54
		KIM Total			2446.81
4	MATTHEWS	VICTORIA	1/7/2009	7/7/2010	5805.95
		VICTORIA Total			5805.95
4	MCALLISTER	ROSALIE	12/28/2005	7/25/2007	8143.21
14	MCALLISTER	ROSALIE	11/1/2006	10/31/2007	781.50
		ROSALIE Total			8924.71
4	MCBEAN	YVETTE	4/19/2006	6/23/2010	58310.00
14	MCBEAN	YVETTE	7/26/2006	10/3/2007	4439.00
1	MCBEAN	YVETTE	2/6/2008	6/23/2010	13965.96
		YVETTE Total			76714.96
4	MCCABE	DEBORAH	11/2/2005	7/7/2010	85127.72
14	MCCABE	DEBORAH	7/26/2006	11/28/2007	5897.00
1	MCCABE	DEBORAH	7/25/2007	7/7/2010	16082.10
		DEBORAH Total			107106.82

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4	MCCLARY	DONNA	5/3/2006	10/17/2007	1480.00
14	MCCLARY	DONNA	7/26/2006	12/12/2007	906.00
		DONNA Total			2386.00
4	MCFIELD	VIVIA	10/3/2007	3/5/2008	1960.00
14	MCFIELD	VIVIA	9/5/2007	11/28/2007	566.00
1	MCFIELD	VIVIA	9/19/2007	4/2/2008	1917.72
		VIVIA Total			4443.72
4	MCGREGOR	SANDRA	8/5/2009	3/17/2010	1768.13
14	MCGREGOR	SANDRA	8/9/2006	11/28/2007	453.25
1	MCGREGOR	SANDRA	8/22/2007	7/7/2010	6323.30
		SANDRA Total			8544.68
4	MCLAREN	TESHA	7/27/2005	8/11/2005	940.50
		TESHA Total			940.50
14	MERCIER	MARIE	6/13/2007	6/13/2007	9.00
		MARIE Total			9.00
4	MESSEROUX	ORNIQUE	2/22/2006	2/22/2006	100.00
14	MESSEROUX	ORNIQUE	3/6/2007	8/22/2007	366.00
		ORNIQUE Total			466.00
1	METAGO	BERTINE	8/19/2009	3/3/2010	490.51
		BERTINE Total			490.51
14	MICHEL	EDIA	9/6/2006	9/6/2006	12.00
		EDIA Total			12.00
4	MICHEL	IMMACULA	11/15/2006	7/7/2010	37380.00
14	MICHEL	IMMACULA	7/26/2006	10/17/2007	911.00
1	MICHEL	IMMACULA	8/22/2007	7/7/2010	11331.39
		IMMACULA Total			49622.39
4	MICHEL	MARIE CHANTAL	11/16/2005	5/12/2010	13542.00
1	MICHEL	MARIE CHANTAL	2/4/2009	7/7/2010	5845.90
		MARIE CHANTAL Total			19387.90
4	MILLER	MARISA	12/26/2007	4/30/2008	592.00
14	MILLER	MARISA	7/26/2006	11/28/2007	1148.00
1	MILLER	MARISA	8/19/2009	8/19/2009	17.36
		MARISA Total			1757.36

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Harry's Nurses Registry, Inc.

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Claim Type	Last Name	First Name	Period Start (m/d/yyyy)	Period End (m/d/yyyy)	Gross
4	MILLER MCINTOSH	SYLVIA	4/5/2006	4/5/2006	20.00
14	MILLER MCINTOSH	SYLVIA	7/26/2006	11/1/2006	352.00
		SYLVIA Total			372.00
4	MILLER	PAULETTE	12/28/2005	1/25/2006	2280.00
		PAULETTE Total			2280.00
4	MILLS	CHRISTOPHER	7/11/2007	4/14/2010	3991.19
14	MILLS	CHRISTOPHER	6/13/2007	11/28/2007	953.00
1	MILLS	CHRISTOPHER	7/25/2007	7/7/2010	10023.96
		CHRISTOPHER Total			14968.15
4	MILLS	LANA	4/15/2009	4/28/2010	3155.66
1	MILLS	LANA	4/15/2009	7/7/2010	4209.16
		LANA Total			7364.82
14	MILSAP	TISHEDA	7/26/2006	10/4/2006	8.00
		TISHEDA Total			8.00
4	MIRVILLE	MYRTHA	2/21/2007	7/7/2010	90177.66
14	MIRVILLE	MYRTHA	7/26/2006	11/28/2007	5288.00
		MYRTHA Total			95465.66
4	MODESTE	CATHERINE	1/25/2006	2/8/2006	910.00
14	MODESTE	CATHERINE	8/23/2006	10/18/2006	42.50
		CATHERINE Total			952.50
4	MONAH POOLE	KAREN	2/17/2010	2/17/2010	648.00
		KAREN Total			648.00
4	MONCION	CARRY	11/11/2009	7/7/2010	7780.00
1	MONCION	CARRY	6/24/2009	7/7/2010	4900.58
		CARRY Total			12680.58
4	MONDESIR	GARDITE	8/6/2008	8/20/2008	682.13
1	MONDESIR	GARDITE	8/6/2008	9/16/2009	558.86
		GARDITE Total			1240.99
4	MOORE	KENYA	4/30/2008	4/30/2008	409.50
		KENYA Total			409.50
14	MOREL	VIVIAN	4/4/2007	4/4/2007	19.50
		VIVIAN Total			19.50
14	MT LPN INC		1/10/2007	1/30/2007	310.00

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14	MUKANDI	EDITH FADZAI	2/21/2007	11/28/2007	1540.00
1	MUKANDI	EDITH FADZAI	8/8/2007	8/6/2008	1684.53
		EDITH FADZAI Total			3224.53
4	MURAT	MAGALIE	5/4/2005	7/7/2010	219599.68
14	MURAT	MAGALIE	7/26/2006	11/28/2007	9839.00
1	MURAT	MAGALIE	7/25/2007	7/7/2010	15175.62
		MAGALIE Total			244614.30
4	MUSEAU	MARIE LUCIE MARGARET	9/5/2007	10/3/2007	240.00
14	MUSEAU	MARIE LUCIE MARGARET	2/7/2007	11/14/2007	1422.00
1	MUSEAU	MARIE LUCIE MARGARET	11/14/2007	12/12/2007	48.60
		MARIE LUCIE MARGARET Total			1710.60
14	MYER GRAINGER	EVA	5/16/2007	11/28/2007	224.00
1	MYER GRAINGER	EVA	8/8/2007	2/18/2009	1467.56
		EVA Total			1691.56
4	NELSON	MARIE	12/23/2009	7/7/2010	594.16
		MARIE Total			594.16
14	NELSON	PAULINE	2/21/2007	9/5/2007	902.50
		PAULINE Total			902.50
4	NESBETH HAGIN	LATOYA	9/5/2007	3/18/2009	280.00
14	NESBETH HAGIN	LATOYA	11/15/2006	11/28/2007	649.75
1	NESBETH HAGIN	LATOYA	7/25/2007	7/22/2009	6631.78
		LATOYA Total			7561.53
4	NEVELUS	SALETTE	8/5/2009	7/7/2010	17459.38
1	NEVELUS	SALETTE	8/5/2009	7/7/2010	1205.13
		SALETTE Total			18664.51
4	NEWMAN	PRINCESS	2/22/2006	7/7/2010	44509.00
14	NEWMAN	PRINCESS	10/4/2006	10/18/2006	24.00
1	NEWMAN	PRINCESS	9/17/2008	9/17/2008	251.52
		PRINCESS Total			44784.52
14	NICOLAS	MARIE	10/4/2006	10/4/2006	12.00
		MARIE Total			12.00
4	NORRIS	SUZETTE	2/21/2007	8/5/2009	1576.00
14	NORRIS	SUZETTE	12/27/2006	11/14/2007	270.00

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Claim Type	Last Name	First Name	Period Start (m/d/yyyy)	Period End (m/d/yyyy)	Gross
1	NORRIS	SUZETTE	6/25/2008	1/6/2010	907.18
		SUZETTE Total			2753.18
4	ODELINE	JEAN	1/26/2005	7/7/2010	37541.76
14	ODELINE	JEAN	7/26/2006	3/19/2008	4163.00
1	ODELINE	JEAN	8/8/2007	7/7/2010	2287.80
		JEAN Total			43992.56
14	OGE	SUZE	8/9/2006	8/23/2006	96.00
		SUZE Total			96.00
14	OGUNJANA	MARTHA	10/31/2007	11/28/2007	166.50
		MARTHA Total			166.50
4	OJUNU	KAKA AMINA	10/31/2007	2/6/2008	1832.91
14	OJUNU	KAKA AMINA	10/31/2007	12/12/2007	326.00
		KAKA AMINA Total			2158.91
4	OKELLY	KEVIN	1/12/2005	7/7/2010	170076.02
14	OKELLY	KEVIN	7/26/2006	11/28/2007	6606.00
1	OKELLY	KEVIN	4/2/2008	7/4/2010	16618.66
		KEVIN Total			193300.68
4	ORTIZ	GLORIA	11/11/2009	7/4/2010	2830.38
		GLORIA Total			2830.38
4	OSSE PROPHETE	GINA	11/16/2005	7/4/2010	52733.32
14	OSSE PROPHETE	GINA	7/26/2006	11/28/2007	3752.00
1	OSSE PROPHETE	GINA	7/25/2007	7/7/2010	5458.43
		GINA Total			61943.75
4	OYESANYA	ELIZABETH	3/3/2010	3/3/2010	20.50
		ELIZABETH Total			20.50
4	PAMPHILE	MARIE	5/28/2008	7/8/2009	6606.00
1	PAMPHILE	MARIE	5/28/2008	5/26/2010	3045.92
		MARIE Total			9651.92
4	PAQUIOT	ALEXANDRA	3/17/2010	7/7/2010	1323.00
		ALEXANDRA Total			1323.00
14	PARIS	MERIKKA	9/19/2007	11/28/2007	384.00
1	PARIS	MERIKKA	10/31/2007	7/7/2010	20095.62
		MERIKKA Total			20479.62

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4	PAUL	ROSELYN	9/16/2009	7/7/2010	9760.80
		ROSELYN Total			9760.80
14	PEPE HERTA	LOUISE	8/23/2006	11/15/2006	42.00
		LOUISE Total			42.00
4	PERKINS	YASSAH	3/18/2009	8/19/2009	2076.75
		YASSAH Total			2076.75
4	PERROUD	OLGA	10/19/2005	10/29/2008	12666.69
14	PERROUD	OLGA	7/26/2006	11/28/2007	2072.00
		OLGA Total			14738.69
4	PHILLIP	MURIEL	12/27/2006	12/23/2009	28142.64
14	PHILLIP	MURIEL	12/27/2006	11/14/2007	2716.00
		MURIEL Total			30858.64
4	PHILOGENE	YVROSA			2300.18
		YVROSA Total			2300.18
14	PIERRE JOSEPH	BENDY	11/29/2006	11/28/2007	2459.50
1	PIERRE JOSEPH	BENDY	9/5/2007	9/2/2009	1250.90
		BENDY Total			3710.40
4	PIERRE	GHILDA	6/14/2006	1/9/2008	836.50
14	PIERRE	GHILDA	7/26/2006	11/14/2007	1235.50
1	PIERRE	GHILDA	9/19/2007	7/7/2010	1304.98
		GHILDA Total			3376.98
1	PIERRE	JEANNINE	8/5/2009	8/5/2009	26.20
		JEANNINE Total			26.20
4	PIERRE	LOUIS MARIE	1/12/2005	9/21/2005	30694.50
		LOUIS MARIE Total			30694.50
14	PILE	REBECCA	7/26/2006	7/26/2006	5.00
1	PILE	REBECCA	12/10/2008	6/9/2010	497.80
		REBECCA Total			502.80
4	PINCHINAT	CAROLE	4/19/2006	7/26/2006	300.00
14	PINCHINAT	CAROLE	7/26/2006	11/1/2006	295.50
		CAROLE Total			595.50
4	POINCY	ELIZABETH	1/12/2005	7/7/2010	139945.25
14	POINCY	ELIZABETH	7/26/2006	11/28/2007	6456.00

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1	POINCY	ELIZABETH	7/25/2007	3/5/2008	120.16
		ELIZABETH Total			146521.41
1	POWELL	YVONNE	4/1/2009	5/27/2009	151.96
		YVONNE Total			151.96
4	PRATT	IRONE	9/5/2007	7/7/2010	48655.47
14	PRATT	IRONE	7/26/2006	11/28/2007	1826.00
1	PRATT	IRONE	6/11/2008	6/11/2008	15.72
		IRONE Total			50497.19
4	PREDESTIN	LUNIE	3/8/2006	3/22/2006	1020.00
		LUNIE Total			1020.00
14	PREVDHOMME	ROSA	7/26/2006	8/23/2006	28.00
		ROSA Total			28.00
4	PRINCE	ROBIN	6/23/2010	6/23/2010	68.65
		ROBIN Total			68.65
4	PROPHETE	MAGALIE	12/27/2006	9/3/2008	20884.75
14	PROPHETE	MAGALIE	10/4/2006	11/28/2007	3262.50
1	PROPHETE	MAGALIE	2/6/2008	7/23/2008	3780.02
		MAGALIE Total			27927.27
4	PURKISS	DIANA	7/9/2008	7/22/2009	21520.00
1	PURKISS	DIANA	6/25/2008	2/3/2010	8411.07
		DIANA Total			29931.07
4	QUERETTE	SOUCIANNE	10/5/2005	3/8/2006	4881.75
14	QUERETTE	SOUCIANNE	7/26/2006	11/28/2007	5164.00
1	QUERETTE	SOUCIANNE	2/20/2008	7/7/2010	4345.81
		SOUCIANNE Total			14391.56
4	RAFFINGTON	JANET KAY	7/8/2009	6/23/2010	3424.50
1	RAFFINGTON	JANET KAY	2/18/2009	2/18/2009	54.30
		JANET KAY Total			3478.80
4	RAMBHARAN	CHITRAVATTI	3/4/2009	3/4/2009	39.00
		CHITRAVATTI Total			39.00
4	RAMNAUTH	SHERLENE	3/17/2010	3/17/2010	312.00
14	RAMNAUTH	SHERLENE	9/6/2006	11/28/2007	1050.00
		SHERLENE Total			1362.00

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4	RAMPERSAD	KIM	4/30/2008	5/14/2008	330.00
14	RAMPERSAD	KIM	7/26/2006	11/14/2007	654.50
1	RAMPERSAD	KIM	7/25/2007	10/29/2008	1520.51
		KIM Total			2505.01
14	RAMSAY	DAINA	8/23/2006	11/15/2006	53.50
		DAINA Total			53.50
4	RATTRAY	NAURDA	5/14/2008	12/23/2009	495.43
1	RATTRAY	NAURDA	12/23/2009	12/23/2009	62.88
		NAURDA Total			558.31
14	RAYMOND	SOEURETTE	2/7/2007	7/25/2007	210.00
		SOEURETTE Total			210.00
4	REGIS	ANNE	2/3/2010	7/7/2010	1790.28
		ANNE Total			1790.28
4	RENE	CALLISTA	7/9/2008	7/7/2010	26085.00
1	RENE	CALLISTA	7/9/2008	7/7/2010	11908.81
		CALLISTA Total			37993.81
4	REYNOLDS	VANESSA	10/18/2006	9/16/2009	5602.93
14	REYNOLDS	VANESSA	7/26/2006	11/28/2007	2863.25
		VANESSA Total			8466.18
4	RIDDICK	CYNTHIA	1/23/2008	7/7/2010	43734.25
14	RIDDICK	CYNTHIA	9/20/2006	9/20/2006	16.00
1	RIDDICK	CYNTHIA	2/20/2008	7/7/2010	12139.77
		CYNTHIA Total			55890.02
1	ROBERT	MARIE	6/23/2010	7/7/2010	146.72
		MARIE Total			146.72
1	ROBINSON	BEVERLEY MARIA	4/29/2009	7/8/2009	365.49
		BEVERLEY MARIA Total			365.49
4	ROBINSON	PATRICIA	9/21/2005	1/11/2006	345.00
14	ROBINSON	PATRICIA	7/26/2006	11/28/2007	2979.00
		PATRICIA Total			3324.00
14	ROBINSON	YOLANDA	12/13/2006	11/28/2007	5151.00
		YOLANDA Total			5151.00
14	ROCOURT	GETTY	8/9/2006	11/28/2007	2216.00

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Claim Type	Last Name	First Name	Period Start (m/d/yyyy)	Period End (m/d/yyyy)	Gross
1	ROCOURT	GETTY	7/25/2007	5/13/2009	2892.89
		GETTY Total			5108.89
14	RODRIGUEZ	NATALIE	8/9/2006	11/28/2007	1001.00
1	RODRIGUEZ	NATALIE	7/25/2007	6/10/2009	1672.65
		NATALIE Total			2673.65
4	ROGER	CLAIRTIDA	10/14/2009	7/7/2010	6999.15
14	ROGER	CLAIRTIDA	9/5/2007	10/3/2007	95.00
1	ROGER	CLAIRTIDA	10/15/2008	7/7/2010	2993.89
		CLAIRTIDA Total			10088.04
4	ROSE-BURRELL	LALLYMAY	5/3/2006	4/2/2008	1126.00
14	ROSE-BURRELL	LALLYMAY	10/4/2006	9/5/2007	28.00
		LALLYMAY Total			1154.00
4	SABBAT	NADEGE	2/17/2010	6/23/2010	1078.00
		NADEGE Total			1078.00
4	SAINTASE	MARIE	7/23/2008	7/7/2010	34700.00
1	SAINTASE	MARIE	7/23/2008	7/7/2010	13538.80
		MARIE Total			48238.80
4	SAINTE PIERRE	HILDEGARDE	1/12/2005	7/7/2010	17886.95
14	SAINTE PIERRE	HILDEGARDE	7/26/2006	11/28/2007	2738.00
1	SAINTE PIERRE	HILDEGARDE	7/25/2007	3/3/2010	5041.07
		HILDEGARDE Total			25666.02
4	SAINTYL	MILENE	3/22/2006	7/7/101	4365.20
14	SAINTYL	MILENE	7/26/2006	11/28/2007	2101.00
1	SAINTYL	MILENE	7/25/2007	7/7/2010	3813.86
		MILENE Total			10280.06
4	SALVANT	AVIS	5/3/2006	5/27/2009	11609.58
14	SALVANT	AVIS	7/26/2006	11/28/2007	2293.00
1	SALVANT	AVIS	7/25/2007	7/22/2009	7153.15
		AVIS Total			21055.73
14	SAM	ALICE	5/16/2007	6/13/2007	58.50
		ALICE Total			58.50
4	SAMEDI	MAUD	3/22/2006	7/12/2006	2367.01
14	SAMEDI	MAUD	7/26/2006	11/28/2007	4540.00

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1	SAMEDI	MAUD	7/25/2007	5/13/2009	6887.85
		MAUD Total			13794.86
4	SAMPSON	JENNIFER	8/8/2007	12/23/2009	7735.00
14	SAMPSON	JENNIFER	7/11/2007	11/28/2007	726.00
1	SAMPSON	JENNIFER	8/8/2007	7/7/2010	9477.85
		JENNIFER Total			17938.85
4	SAMSON	EUSTEFANELLE	8/5/2009	11/25/2009	565.50
1	SAMSON	EUSTEFANELLE	7/8/2009	2/3/2010	793.86
		EUSTEFANELLE Total			1359.36
4	SANDHU	NOREEN			53940.14
14	SANDHU	NOREEN	8/22/2007	11/28/2007	595.00
1	SANDHU	NOREEN			17276.65
		NOREEN Total			71811.79
4	SANKAR	BERNICE	5/31/2006	11/1/2006	2271.86
14	SANKAR	BERNICE	7/26/2006	11/28/2007	3312.00
1	SANKAR	BERNICE	7/25/2007	7/7/2010	3642.63
		BERNICE Total			9226.49
14	SANON	EDDY	8/23/2006	3/7/2007	480.00
		EDDY Total			480.00
4	SARJEANT	MONICA	9/5/2007	4/16/2008	2605.00
14	SARJEANT	MONICA	3/21/2007	11/28/2007	580.50
1	SARJEANT	MONICA	9/5/2007	10/14/2009	2264.88
		MONICA Total			5450.38
4	SCOTT	AUDREY	11/26/2008	1/20/2010	17452.50
1	SCOTT	AUDREY	11/26/2008	1/20/2010	4729.10
		AUDREY Total			22181.60
4	SENEQUE	MARIE	4/19/2006	7/7/2010	9248.00
14	SENEQUE	MARIE	7/26/2006	11/28/2007	2567.00
1	SENEQUE	MARIE	8/8/2007	7/7/2010	2950.20
		MARIE Total			14765.20
4	SIMONE	ESTIME	7/11/2007	7/7/2010	18440.27
14	SIMONE	ESTIME	7/11/2007	11/28/2007	1202.00
1	SIMONE	ESTIME	7/25/2007	7/25/2007	2.48

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		ESTIME Total			19644.75
14	SINGH	RAMDEO	4/18/2007	5/2/2007	135.00
		RAMDEO Total			135.00
14	SINGH	SUKHDEO	11/15/2006	11/15/2006	12.00
		SUKHDEO Total			12.00
14	SMITH	LEMONIA	7/26/2006	11/28/2007	994.50
1	SMITH	LEMONIA	7/25/2007	7/7/2010	4350.40
		LEMONIA Total			5344.90
4	SOLEYN	T. DONNA	1/21/2009	7/7/2010	3120.00
		T. DONNA Total			3120.00
14	SONGONUGA	MARY	7/25/2007	7/25/2007	16.00
1	SONGONUGA	MARY	10/29/2008	4/29/2009	128.38
		MARY Total			144.38
4	SOUFRANT	HUGUETTE	1/12/2005	4/28/2010	8451.00
14	SOUFRANT	HUGUETTE	7/26/2006	11/28/2007	3148.00
		HUGUETTE Total			11599.00
1	SOUVERAIN	VARDA	3/18/2009	5/26/2010	597.30
		VARDA Total			597.30
4	ST. THOMAS	ROSE	10/4/2006	7/7/2010	38967.25
14	ST. THOMAS	ROSE	9/6/2006	11/14/2007	3288.00
1	ST. THOMAS	ROSE	8/22/2007	7/7/2010	8288.89
		ROSE Total			50544.14
4	STOKE	EASTLYN	4/6/2005	4/1/2009	9939.00
14	STOKE	EASTLYN	7/26/2006	11/28/2007	2969.00
1	STOKE	EASTLYN	7/25/2007	7/7/2010	10446.46
		EASTLYN Total			23354.46
14	SUCCES	MARIE ANGE	8/9/2006	4/18/2007	385.00
		MARIE ANGE Total			385.00
14	SULLY MOLIERE	JUNIE	7/26/2006	2/24/2007	298.00
		JUNIE Total			298.00
4	TASSY	GUERDA	7/23/2008	7/7/2010	8265.00
1	TASSY	GUERDA	7/23/2008	7/7/2010	7534.13
		GUERDA Total			15799.13

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Claim Type	Last Name	First Name	Period Start (m/d/yyyy)	Period End (m/d/yyyy)	Gross
4	TAYLOR	MARILYN	4/5/2006	2/21/2007	42850.04
14	TAYLOR	MARILYN	7/26/2006	2/21/2007	4319.00
		MARILYN Total			47169.04
4	TAYLOR	NIKESHA	12/27/2006	12/27/2006	218.92
14	TAYLOR	NIKESHA			250.00
		NIKESHA Total			468.92
14	TEMA	CHANTAL	9/19/2007	11/28/2007	148.00
		CHANTAL Total			148.00
4	TERMIDOR	FANIA	11/26/2008	7/7/2010	9200.52
14	TERMIDOR	FANIA			24.00
1	TERMIDOR	FANIA	11/28/2007	7/7/2010	6061.16
		FANIA Total			15285.68
4	THOMPSON	LENA	6/29/2005	6/14/2006	1130.00
14	THOMPSON	LENA	7/26/2006	11/28/2007	3439.50
1	THOMPSON	LENA	7/25/2007	7/7/2010	13739.12
		LENA Total			18308.62
4	THOMPSON	STACEY	7/11/2007	7/11/2007	410.00
14	THOMPSON	STACEY	6/27/2007	8/22/2007	194.00
1	THOMPSON	STACEY	8/22/2007	12/24/2008	132.10
		STACEY Total			736.10
4	TRACEY-ISAAC	EVELYN	3/3/2010	3/3/2010	392.00
		EVELYN Total			392.00
4	TRACEY	NANCYLEE	12/28/2005	6/28/2006	2527.50
14	TRACEY	NANCYLEE	7/26/2006	7/26/2006	10.00
		NANCYLEE Total			2537.50
4	TROTMAN	JACQUELINE ANNE	7/12/2006	12/9/2009	16435.00
14	TROTMAN	JACQUELINE ANNE	7/26/2006	8/8/2007	2270.50
1	TROTMAN	JACQUELINE ANNE	5/16/2007	7/7/2010	5833.33
		JACQUELINE ANNE Total			24538.83
4	TURNER	APRIL	7/27/2005	8/24/2005	148.50
		APRIL Total			148.50
1	UDEH	NKEM	1/7/2009	1/7/2009	41.92
		NKEM Total			41.92

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Harry's Nurses Registry, Inc.

NVS DOL Audit
January 14, 2015

Claim Type	Last Name	First Name	Period Start (m/d/yyyy)	Period End (m/d/yyyy)	Gross
4	VALME	MYRIAM	10/14/2009	6/9/2010	6745.75
1	VALME	MYRIAM	10/14/2009	4/20/2010	724.00
		MYRIAM Total			7469.75
4	VALMOND	WANDARLINE	6/27/2007	6/27/2007	10.00
14	VALMOND	WANDARLINE	6/27/2007	11/28/2007	589.00
1	VALMOND	WANDARLINE	7/25/2007	3/31/2010	3281.55
		WANDARLINE Total			3880.55
4	VASSOR	MERLA	10/1/2008	10/29/2008	277.50
14	VASSOR	MERLA	6/13/2007	9/19/2007	520.00
1	VASSOR	MERLA	7/25/2007	7/7/2010	886.89
		MERLA Total			1684.39
14	VIDOR	MARIE	8/8/2007	8/8/2007	40.00
		MARIE Total			40.00
4	VILBERT	IRMA	6/14/2006	7/7/2010	54081.86
14	VILBERT	IRMA	7/26/2006	11/28/2007	4543.00
1	VILBERT	IRMA	8/8/2007	7/7/2010	12371.18
		IRMA Total			70996.04
4	VINCENT	MARIE SUZA	9/17/2008	4/28/2010	7631.78
1	VINCENT	MARIE SUZA	8/8/2007	6/23/2010	45.85
		MARIE SUZA Total			7677.63
4	VOLTAIRE	MARIE ALICE	1/26/2005	6/23/2010	48189.00
14	VOLTAIRE	MARIE ALICE	7/26/2006	11/28/2007	3963.00
1	VOLTAIRE	MARIE ALICE	8/8/2007	6/23/2010	10573.96
		MARIE ALICE Total			62725.96
4	WALKER	BEVERLEY	10/4/2006	6/23/2010	15775.24
14	WALKER	BEVERLEY	10/4/2006	11/14/2007	486.00
1	WALKER	BEVERLEY	8/8/2007	6/23/2010	5747.27
		BEVERLEY Total			22008.51
4	WALLERSON	SHEENA	12/10/2008	1/6/2010	10591.18
14	WALLERSON	SHEENA	7/26/2006	11/28/2007	610.00
1	WALLERSON	SHEENA	8/8/2007	7/7/2010	3550.92
		SHEENA Total			14752.10
14	WARD	JACQUELINE SARAH	6/27/2007	11/28/2007	738.50

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LS03 2010015248

Harry's Nurses Registry, Inc.

NYS DOL Audit
January 14, 2015

Claim Type	Last Name	First Name	Period Start (m/d/yyyy)	Period End (m/d/yyyy)	Gross
1	WARD	JACQUELINE SARAH	5/14/2008	1/6/2010	919.14
		JACQUELINE SARAH Total			1657.64
4	WATERS	ZYNETHIA P	8/5/2009	7/7/2010	5031.00
1	WATERS	ZYNETHIA P	6/10/2009	7/7/2010	2751.00
		ZYNETHIA P Total			7782.00
14	WELLINGTON	MERLE	11/28/2007	11/28/2007	20.00
1	WELLINGTON	MERLE	11/28/2007	5/28/2008	348.38
		MERLE Total			368.38
14	WEST	CELESTINE MARCIA	8/9/2006	11/29/2006	365.00
		CELESTINE MARCIA Total			365.00
4	WILLIAMS	CLAIRE	2/4/2009	6/23/2010	7263.75
		CLAIRE Total			7263.75
14	WILLIAMS	TAMARA	12/27/2006	8/22/2007	69.00
		TAMARA Total			69.00
14	WILLIAMS	KEISHA	1/10/2007	1/24/2007	20.00
		KEISHA Total			20.00
14	WILLIAMS	YAZMINA	10/18/2006	10/18/2006	6.00
		YAZMINA Total			6.00
4	WISE	BARBARA	5/27/2009	5/27/2009	40.00
1	WISE	BARBARA	12/10/2008	7/7/2010	2704.14
		BARBARA Total			2744.14
14	WORTHY	DONNA	10/3/2007	11/14/2007	243.25
		DONNA Total			243.25
14	YACINTHE	DAPHNEY	8/8/2007	8/8/2007	38.00
		DAPHNEY Total			38.00
4	YARBOUROUGH	FELICIA	6/27/2007	8/8/2007	510.00
14	YARBOUROUGH	FELICIA	5/30/2007	9/19/2007	598.00
1	YARBOUROUGH	FELICIA	8/8/2007	4/16/2008	115.76
		FELICIA Total			1223.76
4	YASHARAHLA	YAHAWAH SHA	9/21/2005	9/21/2005	28.50
14	YASHARAHLA	YAHAWAH SHA	1/10/2007	3/21/2007	102.00
		YAHAWAH SHA Total			130.50
4	YEBOAH	LOUISA	8/20/2008	7/7/2010	4125.50

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LS03 2010015248

Harry's Nurses Registry, Inc.

NYS DOL Audit
January 14, 2015

Claim Type	Last Name	First Name	Period Start (m/d/yyyy)	Period End (m/d/yyyy)	Gross
1	YEBOAH	LOUISA	5/14/2008	7/7/2010	1231.32
		LOUISA Total			5356.82
14	YOLINE	MICHEL	6/13/2007	6/13/2007	12.00
		MICHEL Total			12.00
14	ZEPHIRIN	ROSE MARIE	11/1/2006	1/24/2007	128.00
		ROSE MARIE Total			128.00
14	ZERELDA	CASTILLO	8/23/2006	3/7/2007	74.00
		CASTILLO Total			74.00
4	ZULMA	TAMARA	7/11/2007	4/1/2009	3600.00
14	ZULMA	TAMARA	7/11/2007	11/28/2007	776.00
1	ZULMA	TAMARA	7/25/2007	4/29/2009	6175.68
		TAMARA Total			10551.68
		Grand Total			7061005.21

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ERIC T. SCHNEIDERMAN
Attorney General

STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL
tel. (212) 416-6141

DIVISION OF SOCIAL JUSTICE
Labor Bureau

January 23, 2018

Raymond Nardo, Esq.
129 Third Street
Mineola, New York 11501

Re: #525982 - Matter of Harry's Nurses Registry, Inc. (Commissioner of Labor)

Dear Mr. Nardo:

We have received the appellant's brief in the above case, but we have not received the undertaking required by section 625 of the Labor Law. Pursuant to that statute, as a condition precedent to the appeal, the appellant must deposit a certified check or undertaking in an amount sufficient to cover the unemployment insurance contributions in dispute, plus accrued interest and an additional \$250.00 to cover any court costs which may be adjudged against the appellant.

As shown on the enclosed statement, the amount of unpaid additional unemployment insurance contributions for the period in issue, together with accrued interest through January 19, 2018, is \$549,926.58. The total amount of the certified check or undertaking, including \$250.00 for possible court costs, is \$550,176.58, plus daily interest of \$90.17 for each day from January 20, 2018 to the date that you send the certified check or undertaking.

Please send the certified check or undertaking, made payable to "New York State Unemployment Insurance," to this office. Thank you for your cooperation.

Very truly yours,

Steven Koton
Steven Koton
Assistant Attorney General

cc: Hon. Robert D. Mayberger

NEW YORK STATE

DEPARTMENT OF LABOR

INTEROFFICE MEMORANDUM

TO: Lance Lavole
FROM: Michele Krupitza
SUBJECT: Contributions & Interest
ER#: 48-41624

OFFICE: LDA
OFFICE: EAAS
DATE: 1/19/2018
ER NAME: Harry's Nurses Registry Inc

Schedule of contributions and interest due the first quarter of 2008 through the fourth quarter of 2010. Interest is calculated at the rate of 1% per month from the date payment is received back to the original due date. The schedule was created using January 19, 2018 as the payment date.

<u>PERIOD</u>	<u>CONTRIBUTIONS DUE</u>	X	<u>INTEREST FACTOR</u>	<u>PAYMENT DATE</u>	=	<u>INTEREST DUE</u>
1Q08	\$ 23,484.08		1.166	1/19/2018	\$	27,382.44
2Q08	\$ 23,484.08		1.136	1/19/2018	\$	26,677.91
3Q08	\$ 23,484.08		1.106	1/19/2018	\$	25,973.39
4Q08	\$ 23,484.08		1.076	1/19/2018	\$	25,268.87
1Q09	\$ 27,991.68		1.046	1/19/2018	\$	29,279.30
2Q09	\$ 27,991.68		1.016	1/19/2018	\$	28,439.55
3Q09	\$ 27,991.68		0.986	1/19/2018	\$	27,599.80
4Q09	\$ 27,991.68		0.956	1/19/2018	\$	26,760.05
1Q10	\$ 16,831.77		0.926	1/19/2018	\$	15,586.22
2Q10	\$ 16,831.77		0.896	1/19/2018	\$	15,081.27
3Q10	\$ 16,831.77		0.866	1/19/2018	\$	14,576.31
4Q10	\$ 16,831.77		0.836	1/19/2018	\$	14,071.36
Total:	\$ 273,230.12				\$	276,696.46

For the period 1Q08 through 4Q10, the total underpayment with interest-to-date is \$549,926.58. Interest per dlem is \$90.17.

(\$273,230.12 contributions + \$276,696.46 interest = \$549,926.58 due).
(\$273,230.12 x 0.00033 = \$90.17 Interest per dlem)

12-4764

In the
United States Court of Appeals
For the Second Circuit

CLAUDIA GAYLE, Individually, On Behalf of All Others Similarly Situated and as Class Representative, Aline Antenor, Anne C. DePasquale, Annabel Llewellyn-Henry, Eva Myers-Granger, Lindon Morrison, Natalie Rodriguez, Jacqueline Ward, Dupont Bayas, Carol P. Clunie, Ramdeo Chankar Singh, Christaline Pierre, Lemonia Smith, Barbara Tull, Henrick Ledain, Merika Paris, Edith Mukardi, Martha Ogun Jance, Merlyn Patterson, Alexander Gumbs, Serojnie Bhog, Genevieve Barbot, Carole Moore, Raquel Francis, Marie Michelle Gervil, Nadette Miller, Paulette Miller, Bendy Pierre-Joseph, Rose-Marie Zephirin, Sulaiman Ali-El, Debbie Ann Bromfield, Rebecca Pile, Maria Garcia Shands, Angela Collins, Brenda Lewis, Soucianne Querette, Sussan Ajiboye, Jane Burke Hylton, Willie Evans, Pauline Gray, Eviarna Toussaint, Geraldine Joazard, Niseekah, Y. Evans, Getty Rocourt, Catherine Modeste, Marguerite L. Bhola, Yolanda Robinson, Karlifa Small, Joan-Ann R. Johnson, Lena Thompson, Mary A. Davis, Nathalie Francois, Anthony Headlam, David Edward Levy, Maud Samedi, Bernice Sankar, Marlene Hyman, Lucille Hamilton, Patricia Robinson,

Plaintiffs-Appellees,

v.

HARRY'S NURSES REGISTRY, INC.
and HARRY DORVILIEN,

Defendants-Appellants.

ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK

BRIEF FOR DEFENDANTS-APPELLANTS

MITCHELL L. PERRY
Attorney for Defendants-Appellants
300 Main Street - 5D
White Plains, New York 10601
(914) 607-3024

Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001

Scott S. Harris
Clerk of the Court
(202) 479-3011

May 4, 2015

Mr. Edward Irizarry
260 Madison Avenue, 8th Floor
New York, NY 10016

Re: Harry's Nurses Registry, Inc. et al.
v. Claudia Gayle, Individually and on Behalf of All Others
Similarly Situated, et al.
No. 14-1094

Dear Mr. Irizarry:

The Court today entered the following order in the above-entitled case:

The petition for a writ of certiorari is denied.

Sincerely,

A handwritten signature in dark ink, appearing to read "Scott S. Harris", written in a cursive style.

Scott S. Harris, Clerk

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT
THURGOOD MARSHALL UNITED STATES COURTHOUSE
40 FOLEY SQUARE
NEW YORK, NEW YORK 10007
212-857-8500

Robert A. Katzmann
Chief Judge

Catherine O'Hagan Wolfe
Clerk of Court

March 16, 2016

Harry Dorvilier
88-25 163rd Street
Jamaica, NY 11432

Re: *Judicial Conduct Complaints*, 02-16-90045-jm and 02-16-90046-jm

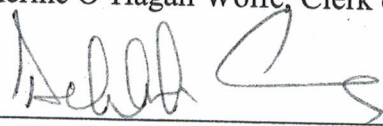
Dear Mr. Dorvilier:

We hereby acknowledge receipt of your judicial complaints received and filed as of the date received, March 16, 2016.

The complaints have been filed under the above-referenced docket numbers and will be processed pursuant to the *Judicial Conduct and Disability Act of 1980*, 28 U.S.C. § 351-364 (2006), and the *Rules for Judicial Conduct-and Judicial Disability Proceedings*.

You will be notified by letter once a decision has been filed.

Very truly yours,
Catherine O'Hagan Wolfe, Clerk of Court

By: 

Delilah Carmona
Deputy Clerk