

Charles Lake
P.O. Box 1237
Cairo, NY 12413
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State of New York
Office of Attorney General
The Capitol
Albany, NY 12224-0341

Maurice Padula
Senior Consumer Frauds Representative
Consumer Frauds and Protection Bureau

In response to your reply on June 19, 2002

I have been to the NY Department of Labor in Hudson NY and spoke to someone in Albany on the telephone. The people in both these locations told me the same thing "As long as I received over minimum wage they did not believe there was anything they could do about this company charging independent contractors for workman's compensation even though it is illegal". That is why I wrote this letter to the Consumer Fraud Division of The Attorney General's Office.

The paperwork I have sent you shows how MPC Trucking blatantly and maliciously they violated the independent contractors that work for them. In the letter to the owner-operators/independent contractors dated January 7, 1991 they clearly admit that according to most state laws independent contractors are not required to be covered under workman's compensation. MPC Trucking started taking money out of my pay without my authorization because I never signed these forms as you can see.

In the Norwood Hospital bill dated 06/03/91 I sent you shows where I was injured at work and MPC Trucking paid the hospital bill out of miscellaneous insurance for the total amount of \$106.32. MPC Trucking representatives Jim Kott and Bernard Gallager in a verbal conversation told me that because I filed this claim they did not need me to sign the paperwork to take the workman's compensation out of my pay. I then spoke to Attorney Goldberger in Albany NY who charged me \$50 and told me what the company was doing is illegal but there was not enough money involved for him to bring a suit to contact him in about eighteen months.

After my injury August 6, 1992 I filed a workman's compensation claim in the state of NY because I was told I was a NY state independent contractor for MPC Trucking. This is confirmed in Mr. Kott's letter dated March 7, 1995 to judge Lloyd P. Nyce of the workman's compensation court of Pennsylvania in which I sent you a copy. The New York State Workman's Compensation Board told me that the company did not pay the workman's compensation in the state of New York and I was not injured in the state of New York and seeing I was injured in the state of Vermont I should file there. I filed in the state of Vermont who sent back notice that I needed to file in the state of the

company that I worked for which was in the state of Pennsylvania. MPC Trucking refused to give me a name or any information on their workman's compensation carrier. If you look at the paperwork sent to you from the State Workman's Insurance Fund dated 02/08/95 it shows that they were not the insurance carrier for MPC Trucking at the time of the injury for 04/06/92. Yet, the before mentioned letter from MPC Trucking's Jim Kott dated March 7, 1995 dated a month later states that State Workman's Insurance Fund was the insurance company and the policy number was 00279965-941 **who's telling the truth?**

MPC Trucking used the before mentioned New York and Vermont workman's compensation filings as a credibility issue. They also used the fact that I have a lawsuit filed for personal injury because when I filed the workman's compensation claim with the state of Pennsylvania, MPC Trucking stated that I never worked for them or their mother company in any capacity. Approximately two weeks later MPC Trucking filed an amendment to show that I was an independent contractor with them. They also show that I have a lawsuit filed for breach of contract, which the judge from the workman's compensation hearing in Pennsylvania held against me. If you read the decision you could see how the judge refers to these suits, this on my website which is listed in a previous letter to you.

Does this clarify the fraud and embezzlement that took place? I was told that you were the agency that could help me with the fraud that has been committed. The New York Department of Labor has told me in the past that there is nothing they could do and I am tired of being passed through the system again.

Respectfully

Charles Lake

Cc: NYS Dept. of Labor
Building 12
State Campus
Albany, NY 12240