

Workers' Compensation Full Board Meeting Minutes

Date: Tuesday, December 16, 2025

Location: 328 State St., Schenectady, NY
Room 324
Webcast Live

Time: 10:00 a.m.

MEMBERS OF THE BOARD

Freida Foster, Chair
Renee Delgado, Esq., Vice Chair
Mark Higgins
Samuel Williams
Steven A. Crain, Esq.
Clarissa Rodriguez, Esq.
Pamela Caggianelli
Martin M. Dilan
Gloribelle Perez, Esq.
Bob Bergin, Esq.
Peter DeJesus, Jr.
Maria Matos, Esq.
Gina Sillitti

SECRETARY TO THE BOARD

Laura Inglis

GENERAL COUNSEL

Quinn Rapp-Ellis, Esq.

SENIOR ATTORNEY

Benjamin Jacobs, Esq.

1 FREIDA FOSTER: Good morning, everyone, and
2 welcome. Thank you for joining us. I'm Freida
3 Foster, Chair of the New York State Workers'
4 Compensation Board. And today's Full Board meeting is
5 being webcast live for members of the public. It is
6 also facilitated by an American Sign Language
7 interpreter. Thank you for joining us.

8 I now have the honor of calling the 1,049th
9 meeting of the Full Board to order. Madam Secretary,
10 roll call, please.

11 LAURA INGLIS: Vice Chair Delgado.

12 VICE CHAIR DELGADO: Here.

13 LAURA INGLIS: Board member Higgins.

14 MARK HIGGINS: Here.

15 LAURA INGLIS: Board Member Williams.

16 SAMUEL WILLIAMS: Here.

17 LAURA INGLIS: Board Member Crain.

18 STEVEN CRAIN: Here.

19 LAURA INGLIS: Board Member Rodriguez.

20 CLARISSA RODRIGUEZ: Here.

21 LAURA INGLIS: Board Member Caggianelli.

22 PAMELA CAGGIANELLI: Here.

23 LAURA INGLIS: Board Member Dilan.

24 MARTIN DILAN: Here.

1 LAURA INGLIS: Board Member Perez.

2 GLORIBELLE PEREZ: Here.

3 LAURA INGLIS: Board Member Bergin.

4 BOB BERGIN: Here.

5 LAURA INGLIS: Board Member De Jesus.

6 PETER DEJESUS: Here.

7 LAURA INGLIS: Board Member Matos.

8 MARIA MATOS: Here.

9 LAURA INGLIS: And Board Member Sillitti.

10 GINA SILLITTI: Here.

11 LAURA INGLIS: Madam Chair, we have a Full
12 Board today.

13 FREIDA FOSTER: Thank you very much.

14 Agenda Item 1, approval of the November 18, 2025
15 meeting minutes. You all, you all have received a
16 copy of these minutes to review. Are there any
17 questions or need for discussion? Hearing none, may I
18 have a motion to approve the meeting minutes?

19 MARK HIGGINS: Yes, Madam Chair, Board
20 Member Mark Higgins, I move to approve the minutes of
21 the last meeting.

22 FREIDA FOSTER: Thank you, Board Member
23 Higgins. Is there a second?

24 CLARISSA RODRIGUEZ: Yes, Madam Chair, I

1 second that motion, Board Member Rodriguez.

2 FREIDA FOSTER: Thank you, Board Member
3 Rodriguez. Is there any opposition? Hearing none,
4 all in favor?

5 ALL: Aye.

6 FREIDA FOSTER: Any opposed? I am also a
7 yes. That motion is passed. Item Agenda 2, Office of
8 General Counsel Department Report. General Counsel
9 Quinn Rapp-Ellis is here to present our Office of
10 General Counsel Departmental Report for November.
11 Good morning.

12 QUINN RAPP-ELLIS: Thank you. Good morning,
13 Madam Chair, Madam Vice Chair, and Board Members. The
14 following are the statistics for November 2025 for the
15 three divisions in the Office of General Counsel
16 responsible for deciding cases. The Adjudication
17 Division held 14,885 hearings, resolved 9,743 cases at
18 hearing, issued 277 Reserve Decisions. 1,231
19 Pre-Hearing Conferences were held. There were 2004
20 Waiver Agreements finalized, with 1,549 by hearing and
21 455 done by desk review.

22 The Administrative Review Division received 822
23 applications for review, and processed 866
24 applications. There are 8,028 applications for

1 Administrative Review pending.

2 And finally, the Legal Affairs Division received
3 79 applications for review, processed 93 applications,
4 and there are 247 applications for review pending.

5 Thank you.

6 FREIDA FOSTER: Thank you for your report.

7 Are there any questions or need for discussion?

8 Hearing none, may I have a motion to accept the Office
9 of General Counsel's Departmental Report?

10 MARIA MATOS: Madam Chair, (indecipherable,
11 garbling) Board Member Matos, I move to accept the
12 report.

13 FREIDA FOSTER: Thank you, Board Member
14 Matos. Is there a second?

15 MARTIN DILAN: Board Member Dilan, I second.

16 FREIDA FOSTER: Thank you, Board Member
17 Dilan. Is there any opposition? Hearing none, all in
18 favor?

19 ALL: Aye.

20 FREIDA FOSTER: Any opposed? I'm also a
21 yes. That motion passed. Agenda Item 3, Licensed
22 Applications. Assistant Attorney Benjamin Jacobs,
23 good morning. He will now present Licensing
24 Applications.

BENJAMIN JACOBS: Good morning, Madam Chair,
Madam Vice Chair, Board Members, and Colleagues. You
have before you the recommendations from the Assigned
Board Panel regarding the Licensing Applications
listed in Part 3 of today's agenda.

Under Section 24-a, Colleen M. Collins, three-year renewal. Under Section 50(3-b), American Family Life Assurance Company of New York, qualifying officer, Benjamin Bodner, three-year renewal; and FCS Administrators, Incorporated, qualifying officer, Matthew Mead, three-year renewal. I present these recommendations to the Board for your consideration.

FREIDA FOSTER: Thank you, Attorney Jacobs.

Are there any questions or need for discussion?

Hearing none, may I have a motion to accept the recommendations of the Licensing Panels?

PAMELA CAGGIANELLI: Madam Chair, this is Board Member Caggianelli, and I make the motion to accept the recommendations.

FREIDA FOSTER: Thank you, Board Member
Caggianelli. Is there a second?

GLORIBELLE PEREZ: I second that motion,
Board Member Perez.

FREIDA FOSTER: Thank you, Board Member

1 Perez. Any opposition? Hearing none, all in favor?

2 ALL: Aye.

3 FREIDA FOSTER: Any opposed? I'm also a
4 yes. That motion is passed. Agenda Item 4. General
5 Counsel Rapp-Ellis back again will now present the
6 recommendations concerning decisions by the Appellate
7 Division.

8 QUINN RAPP-ELLIS: Thank you, Madam Chair.

9 Since the last Board meeting, the Appellate Division
10 Third Department has issued eight decisions on cases
11 on appeal from a decision of the Board. You can find
12 those decisions in Items 4A through 4H on your agenda.
13 It is the recommendation of the Office of General
14 Counsel that the decisions be adopted as the decisions
15 of this Board.

16 FREIDA FOSTER: Thank you very much. Do we
17 have a motion to accept the recommendation of the
18 Office of General Counsel?

19 PETER DEJESUS: Madam Chair, Board Member De
20 Jesus, I make a motion to accept the recommendation.

21 FREIDA FOSTER: Thank you, Board Member De
22 Jesus. May I have a second?

23 PAMELA CAGGIANELLI: Madam Chair, this is
24 Board Member Caggianelli, and I second that motion.

1 FREIDA FOSTER: Thank you, Board Member
2 Caggianelli. Is there any opposition? Hearing none,
3 all in favor?

4 ALL: Aye.

5 FREIDA FOSTER: Any opposed? I am also a
6 yes. And that motion is passed. We have no Mandatory
7 Full Board items to discuss this month for agenda
8 Item 5, so that brings us to agenda Item 6,
9 Discretionary Full Board. I now turn this portion of
10 the agenda over to Vice Chair Delgado. Good morning.

11 VICE CHAIR DELGADO: Morning. Thank you,
12
13 Madam Chair. For the case listed in Item 6 on your
14 agenda, it has been recommended that Full Board Review
15 be granted. That case is 6A, G3147213, Matter of
16 Sumitomo Rubber USA LLC. I move to refer the case
17 back to the respective Panel for further
consideration.

18 FREIDA FOSTER: Thank you, Vice Chair. Is
19 there a second?

20 SAMUEL WILLIAMS: Madam Chair, Board Member
21 Williams. I second that motion.

22 FREIDA FOSTER: Thank you, Board Member
23 Williams. Does anyone need to be recused from this
24 case? All right. Hearing none, all those in favor?

1 ALL: Aye.

2 FREIDA FOSTER: Any opposed? I am also a
3 yes. That motion is passed. Is there any other
4 business in Item Agenda 7? Okay. Item Agenda 8, may
5 I have a motion to adjourn?

6 PAMELA CAGGIANELLI: Madam Chair, this is
7 Board Member Caggianelli, I move that we adjourn the
8 meeting.

9 FREIDA FOSTER: Thank you, Board Member
10 Caggianelli. Is there a second?

11 STEVEN CRAIN: Board Member Crain, second.

12 FREIDA FOSTER: Board Member Crain, thank
13 you very much. Any opposition? Hearing none, all
14 those in favor?

15 ALL: Aye.

16 FREIDA FOSTER: Any opposed? I'm also a
17 yes. Motion is passed. Happy Holidays. Meeting is
18 adjourned.

19 ALL: Happy Holidays. Thank you.

20
21 (Whereupon, the meeting was adjourned.)
22
23
24