

CRIMINAL COURT OF THE CITY OF NEW YORK  
PART APAR, COUNTY OF QUEENS

*put*

THE PEOPLE OF THE STATE OF NEW YORK

STATE OF NEW YORK  
COUNTY OF QUEENS

v.

HARRY DORVILIER  
HARRY NURSES REGISTRY INC.  
DEFENDANTS

2010QN007809



SCOTT E. JAFFER, SHIELD # 025, ASSISTANT INSPECTOR GENERAL OF THE STATE OF NEW YORK, WORKERS' COMPENSATION BOARD, OFFICE OF THE FRAUD INSPECTOR, BEING DULY SWORN, DEPOSES AND SAYS THAT ON OR ABOUT AND BETWEEN JULY 1, 2006 AND NOVEMBER 30, 2007 AT 88-25 163RD STREET, COUNTY OF QUEENS, STATE OF NEW YORK

THE DEFENDANTS COMMITTED THE OFFENSES OF:

- PL 155.35 GRAND LARCENY IN THE THIRD DEGREE (3 COUNTS)
- PL 155.30-1 GRAND LARCENY IN THE FOURTH DEGREE (17 COUNTS)
- WORKERS' COMPENSATION LAW SECTION 31 AGREEMENT FOR CONTRIBUTION BY EMPLOYEE VOID

*Class D  
3 Count Felony  
Class 1  
Felony*

IN THAT THE DEFENDANTS, ACTING IN CONCERT, DID: KNOWINGLY AND UNLAWFULLY STEAL PROPERTY VALUED IN EXCESS OF THREE THOUSAND DOLLARS KNOWINGLY AND UNLAWFULLY STEAL PROPERTY THE VALUE OF WHICH EXCEEDS ONE THOUSAND DOLLARS ; NO AGREEMENT BY AN EMPLOYEE TO PAY ANY PORTION OF THE PREMIUM PAID BY THE EMPLOYER TO THE STATE INSURANCE FUND OR TO CONTRIBUTE TO A BENEFIT FUND OR DEPARTMENT MAINTAINED BY SYCH EMPLOYER OR TO THE COST OF MUTUAL INSURANCE OR OTHER INSURANCE, MAINTAINED FR OR CARRIED FOR THE PURPOSE OF PROVIDING COMPENSATION AS HEREIN REQUIRED, SHALL BE VALID, AND ANY SUCH EMPLOYER WHO MAKES A DEDUCTION FOR SUCH PURPOSE FROM THE WAGES OR SALARY OF ANY EMPLOYEE ENTITLED TO THE BENEFITS OF THIS CHAPTER.

THE SOURCE OF DEPONENT'S INFORMATION AND THE GROUNDS FOR DEPONENT'S BELIEF ARE AS FOLLOWS:

DEPONENT STATES THAT HE IS AN ASSISTANT INSPECTOR GENERAL FOR THE STATE OF NEW YORK, WORKERS' COMPENSATION BOARD, OFFICE OF THE INSPECTOR GENERAL, AND AS SUCH HE IS FAMILIAR WITH, IS THE CUSTODIAN OF, AND HAS EXAMINED THE REGULARLY KEPT BUSINESS RECORDS AS THEY PERTAIN TO THE DEFENDANTS HARRY DORVILIER AND THE CORPORATION HARRY'S NURSES REGISTRY, INC. DEPONENT FURTHER STATES THAT THE OFFICE OF THE FRAUD INSPECTOR GENERAL INVESTIGATES ALLEGATIONS OF INDIVIDUALS AND/OR CORPORATIONS WHO COMMIT FRAUD AGAINST THE WORKERS' COMPENSATION BOARD.

DEPONENT STATES THAT HE HAS EXAMINED RECORDS THAT ARE MADE AND KEPT IN

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THE REGULAR COURSE OF BUSINESS OF THE OFFICE OF THE FRAUD INSPECTOR GENERAL HEREINAFTER REFERRED TO AS THE OIG AND THAT SAID RECORDS REVEALED THAT THE DEFENDANT HARRY DORVILIER IS THE PRESIDENT OF HARRY'S NURSES REGISTRY, INC AND THAT THE DEFENDANT CONTROLS THE DAILY OPERATIONS OF HARRY'S NURSES REGISTRY, INC. WHICH INCLUDES THE DIRECTING AND SUPERVISING OF THE PLACEMENT OF HEALTH CARE PERSONNEL IN VARIOUS JOB ASSIGNMENTS AS WELL AS OVER SEEING THE NUMBER OF HOURS THAT THE HEALTH CARE PERSONNEL WORKED. DEPONENT FURTHER STATES THAT BASED UPON INTERVIEWS OF THE HEALTH CARE PERSONNEL, THE DEFENDANT PROVIDED EACH OF THE HEALTH CARE PERSONNEL WITH THE SUPPLIES NECESSARY TO PERFORM THEIR JOBS AS WELL AS THE DEFENDANT REQUIRED EACH OF THE HEALTH CARE PERSONNEL IN HIS EMPLOY TO SUBMIT REPORTS ON THEIR WORK ACTIVITY DIRECTLY TO THE DEFENDANT.

DEPONENT STATES THAT HE HAS OBTAINED AND REVIEWED RECORDS FROM THE NEW YORK STATE DEPARTMENT OF STATE FOR CORPORATIONS AND THAT BASED UPON A REVIEW OF SAID CORPORATE RECORDS, THE CORPORATION HARRY'S NURSES REGISTRY, INC. WAS INCORPORATED IN THE STATE OF NEW YORK AND AS SUCH IT WAS INCORPORATED TO PROVIDE NURSES AND OTHER HEALTH CARE PERSONNEL FOR PLACEMENT IN THE HOME HEALTH SERVICE.

DEPONENT STATES THAT DURING THE COURSE OF AN INVESTIGATION OF THE DEFENDANTS, IT WAS DETERMINED THAT THE DEFENDANT APPLIED FOR AND RECEIVED VALID WORKERS' COMPENSATION INSURANCE WITH THE NEW YORK STATE INSURANCE FUND ON OR ABOUT FEBRUARY 7, 2006 WITH WORKERS' COMPENSATION COVERAGE FOR OFFICE PERSONNEL AND NOT WORKERS' COMPENSATION COVERAGE FOR THE HOME HEALTH PERSONNEL THAT HE EMPLOYED.

DEPONENT STATES THAT BASED UPON A REVIEW OF PAY CHECKS OBTAINED FROM THE HEALTH CARE PERSONNEL EMPLOYED BY THE DEFENDANT, THE DEFENDANT WITHHELD FROM THEIR PAY CHECKS \$1.00 PER HOUR AND CLAIMED THAT THE DEFENDANT HAD VALID WORKERS' COMPENSATION INSURANCE FOR THESE HOME HEALTH CARE PERSONNEL.

DEPONENT FURTHER STATES THAT THE DEFENDANT DID NOT HAVE WORKERS' COMPENSATION INSURANCE FOR THE HOME HEALTH PERSONNEL, THE DEFENDANT REDUCED HIS INSURANCE PREMIUM BY DEDUCTING \$1.00 PER HOUR FROM THE PAYROLL CHECKS OF EACH OF THE HOME HEALTH PERSONNEL IN ORDER TO PAY FOR THE WORKERS' COMPENSATION INSURANCE FOR THE OFFICE PERSONNEL.

DEPONENT STATES THAT HE IS INFORMED BY LEMONIA SMITH THAT SHE WAS EMPLOYED BY THE DEFENDANT AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY LEMONIA SMITH THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY LEMONIA SMITH THAT ON EACH OF HER PAYCHECK FROM SEPTEMBER 2006 THROUGH DECEMBER 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY LEMONIA SMITH THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$827.00.

DEPONENT STATES THAT HE IS INFORMED BY STEPHANIE EDWARDS THAT SHE WAS EMPLOYED BY THE DEFENDANT AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY STEPHANIE EDWARDS THAT THE DEFENDANT'S PLACE OF

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BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY STEPHANIE EDWARDS THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY STEPHANIE EDWARDS THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,063.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY SAINTE PIERRE HILDEGARDE THAT SHE WAS EMPLOYED BY THE DEFENDANT AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY SAINTE PIERRE HILDEGARDE THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS.

DEPONENT IS FURTHER INFORMED BY STEPHANIE EDWARDS THAT ON EACH OF HER PAYCHECKS SEPTEMBER 2006 THROUGH DECEMBER 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY SAINTE PIERRE HILDEGARDE THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,989.50 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY BENDY PIERRE JOSEPH THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY BENDY PIERRE JOSEPH THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY BENDY PIERRE JOSEPH THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY BENDY PIERRE JOSEPH THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,636.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY IRONE PRATT THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY IRONE PRATT THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY IRONE PRATT THAT ON EACH OF HER PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY IRONE PRATT THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,326.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY MURIEL PHILLIP THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY MURIEL PHILLIP THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY MURIEL PHILLIP THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY MURIEL PHILLIP THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$2,776.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY ELAINE DIAZ THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY ELAINE DIAZ THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY ELAINE DIAZ THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY ELAINE DIAZ THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$412.00.

DEPONENT STATES THAT HE IS INFORMED BY LENA THOMPSON THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY LENA THOMPSON THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY LENA THOMPSON THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY LENA THOMPSON THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$2,594.50 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY VANESSA REYNOLDS THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY VANESSA REYNOLDS THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY VANESSA REYNOLDS THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY VANESSA REYNOLDS THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,815.75

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WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY PEARLINE DRYER THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY PEARLINE DRYER THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY PEARLINE DRYER THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY PEARLINE DRYER THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,307.50 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY MERL DANIELS THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY MERL DANIELS THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY MERL DANIELS THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY MERL DANIELS THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$407.00.

DEPONENT STATES THAT HE IS INFORMED BY MYRTHA MIRVILLE THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY MYRTHA MIRVILLE THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY MYRTHA MIRVILLE THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY MYRTHA MIRVILLE THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$3,058.00 WHICH IS IN EXCESS OF \$3,000.00.

DEPONENT STATES THAT HE IS INFORMED BY GINA OSSE-PROPHETE THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY GINA OSSE-PROPHETE THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY GINA OSSE-PROPHETE THAT ON EACH OF HER PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY GINA OSSE-PROPHETE THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND

THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$2,672.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY SANDRA DEVAREL THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY SANDRA DEVAREL THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY SANDRA DEVAREL THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY SANDRA DEVAREL THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$3,628.00 WHICH IS IN EXCESS OF \$3,000.00.

DEPONENT STATES THAT HE IS INFORMED BY MARIE ARCHER THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY MARIE ARCHER THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY MARIE ARCHER THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY MARIE ARCHER THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$2,523.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY RITA BYAS THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY RITA BYAS THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY RITA BYAS THAT ON EACH OF HER PAYCHECKS FOR THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY RITA BYAS THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,168.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY IRLANDE CADET THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY IRLANDE CADET THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY IRLANDE CADET THAT ON EACH OF HER PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED

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BY IRLANDE CADET THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,486.00 WHICH IS IN EXCESS OF \$1,000.00.)  
DEPONENT STATES THAT HE IS INFORMED BY ALI-EL SULAIMAN THAT HE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH HE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE.  
DEPONENT IS FURTHER INFORMED BY ALI-EL SULAIMAN THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HIM IN THE FORM OF CHECKS.  
DEPONENT IS FURTHER INFORMED BY ALI-EL SULAIMAN THAT ON EACH OF HIS PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HIS CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY ALI-EL SULAIMAN THAT HE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, HE SUFFERED A LOSS OF APPROXIMATELY \$2,856.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY ELSA LEGUILLON THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE.  
DEPONENT IS FURTHER INFORMED BY ELSA LEGUILLON THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS.  
DEPONENT IS FURTHER INFORMED BY ELSA LEGUILLON THAT ON EACH OF HER PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY ELSA LEGUILLON THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$3,024.00 WHICH IS IN EXCESS OF \$3,000.00.

DEPONENT STATES THAT HE IS INFORMED BY NATASHA DUNCAN THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE.  
DEPONENT IS FURTHER INFORMED BY NATASHA DUNCAN THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS.  
DEPONENT IS FURTHER INFORMED BY NATASHA DUNCAN THAT ON EACH OF HER PAYCHECKS FROM ON OR ABOUT AND BETWEEN SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY NATASHA DUNCAN THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,080.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY NORMA FORMOSO THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE.  
DEPONENT IS FURTHER INFORMED BY NORMA FORMOSO THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS.  
DEPONENT IS FURTHER INFORMED BY NORMA FORMOSO THAT ON EACH OF HER PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT

DORVILLE, HARRY Q10607504, REGISTRY INC., HARRY NURSES Q10800044

WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY NORMA FORMOSO THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$2,539.00 WHICH IS IN EXCESS OF \$1,000.00.

DEPONENT STATES THAT HE IS INFORMED BY ANDRENE KNIGHT THAT SHE WAS EMPLOYED BY THE DEFENDANT AS A NURSE AND AS SUCH SHE WENT TO VARIOUS LOCATIONS ASSIGNED BY THE DEFENDANT TO PROVIDE HOME HEALTH CARE. DEPONENT IS FURTHER INFORMED BY ANDRENE KNIGHT THAT THE DEFENDANT'S PLACE OF BUSINESS WAS 88-25 163 RD STREET, JAMAICA, COUNTY OF QUEENS, STATE OF NEW YORK AND THAT THE DEFENDANT PAID HER IN THE FORM OF CHECKS. DEPONENT IS FURTHER INFORMED BY ANDRENE KNIGHT THAT ON EACH OF HER PAYCHECKS FROM SEPTEMBER 2006 THROUGH THE YEAR 2007, THE DEFENDANT WITHHELD \$1.00 PER HOUR FROM HER CHECK CLAIMING THAT IT WAS FOR WORKERS' COMPENSATION INSURANCE. DEPONENT STATES THAT HE IS FURTHER INFORMED BY ANDRENE KNIGHT THAT SHE DID NOT GIVE THE DEFENDANT PERMISSION OR AUTHORITY TO TAKE, POSSESS OR EXERCISE CONTROL OVER THESE FUNDS AND THAT AS A RESULT OF THE DEFENDANT'S ACTIONS, SHE SUFFERED A LOSS OF APPROXIMATELY \$1,943.00 WHICH IS IN EXCESS OF \$1,000.00.

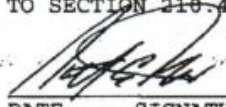
DEPONENT STATES THAT DURING THE COURSE OF THE INVESTIGATION OF THE DEFENDANT, IT WAS DETERMINED THAT THE DEFENDANT AND THE CORPORATION WITHHELD A \$1.00 PER HOUR IN EXCESS OF TWO HUNDRED EMPLOYEES AND THAT THE FINANCIAL GAIN TO THE DEFENDANT AS A RESULT OF THESE ACTIONS WAS IN EXCESS OF \$300,000.00. DEPONENT FURTHER STATES THAT EACH OF THE ABOVE-MENTIONED EMPLOYEES, WHICH REPRESENTS ONLY A SAMPLE OF THE EMPLOYEES WHO HAD THE \$1.00 PER HOUR WITHHELD STATED THAT THEY ASKED THE DEFENDANT AS TO WHAT AUTHORITY DID THE DEFENDANT AVE TO WITHHELD THESE MONIES AND THE DEFENDANT REPLIED THE WORKERS' COMPENSATION BOARD AND THE LAW.

DEPONENT STATES THAT THE DEFENDANT FRAUDULENTLY MISREPRESENTED THAT HE WAS AUTHORIZED BY THE WORKERS' COMPENSATION BOARD TO WITHHELD \$1.00 PER HOUR FOR WORKERS' COMPENSATION INSURANCE SINCE THE WORKERS' COMPENSATION BOARD DOES NOT AUTHORIZE SUCH WITHHOLDING AND FURTHERMORE, THE DEFENDANT IS REQUIRED BY LAW TO MAINTAIN WORKERS' COMPENSATION INSURANCE FOR HIS EMPLOYEES AND AS SUCH, IT IS THE DEFENDANT'S RESPONSIBILITY TO PAY THE PREMIUM FOR THE WORKERS' COMPENSATION INSURANCE AND NOT THAT OF THE EMPLOYEE. DEPONENT FURTHER STATES THAT THE DEFENDANT BY WITHHOLDING SAID MONIES WAS NOT AUTHORIZED AND DID NOT HAVE THE PERMISSION AND AUTHORITY TO WITHHOLD SAID MONIES FROM EACH OF THE EMPLOYEES.



DORVILIER, HARRY Q10607504, REGISTRY INC., HARRY NURSES Q10800044

FALSE STATEMENTS MADE IN THIS DOCUMENT ARE  
PUNISHABLE AS A CLASS A MISDEMEANOR PURSUANT  
TO SECTION 210.45 OF THE PENAL LAW

  
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DATE SIGNATURE

SWORN TO BEFORE ME ON THE  
DAY OF

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DATE SIGNATURE

Harry's Nurses Registry Inc. has paid the State Insurance Fund Policy: #406555/07 \$  
550,968.615. So how can court and attorney asked to pay again ?

This is to inform you that: **Case#1 1:07-cv-04672-NGG-PK-CLAUDIA GAYLE v. HARRY'S NURSES REGISTRY**. THE FAIR LABOR CLASS ACTION LAWSUIT AND THE CRIMINAL POSSESSIONS OF THE CORPORATE OFFICERS ARE RELATED. **CASE # 16cv-01765 (AMD)**.

In conclusion both Mr. Bernstein and the Court are fully responsible for the malicious persecutions from the Workers Compensation Board and the District Attorney Office. In fact the nurses are independent Contractors or employees. Harry's Nurses Registry Inc. pays (1099) Policy #14466643 from 02/07/2006-06/19/2007 (see CPA report by Fritznel J. Milfort)

1. **State Insurance Fund Policy** # 406555/07 **\$550,962.61 5**

2/7/06 - 02/07/07	\$382, 599.59
2/7/07- 06/19/07	\$168, 363.02
<b>Total Premiums</b>	<b>\$550,962.61</b>

2. Policy No. WC 531-26-38 013-82-0507-00 from 06-19/2007-06/19/2008-**\$316,537.00** (see attached copies of the checks)

3. **The State Insurance Fund** Index # 406555/07 Settlement from 02/07/06-06/19/2007- **\$180.000.00**.

**Total \$1,047,499.61.**

People v Harry Dorvilier and Harry's Nurses Registry Inc. **Ind # 1709/2010** .

Mr. Harry Dorvilier and Harry's Nurses Registry Inc. have already paid for all the 1099 which total over one million dollars (\$1,000.000). The