OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

TIFFANY IRIZARRY - NACMIAS LAW FIRM, PLLC 592 PACIFIC STREET BROOKLYN,NY 11217	Summons# : 000897802Z et al. (1 summonses) DEPT OF ENVIRONMENTAL PROTECTION, -against- ON PENSKE TRUCK LEASING CORPORATION Hearing Date : 9/9/2026 Hearing Location : Remote Type of Hearing : By Telephone

Total Penalty Amount : 350.00	**Community Service(Hr):** Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000897802Z	Sustained	05/29/2024	7 EAST 49 STREET, Manhattan

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BA51	24 -163	Sustained	350.00

Total Penalty for Summons: 350.00

Findings of Facts & Conclusions of Law

Tiffany Irizzary, for Respondent, ON PENSKE TRUCK LEASING CORPORATION appeared for a hearing by telephone on September 9, 2026. Petitioner, Department of Environmental Protection waived their appearance.

Respondent is charged with a violation of the New York City Administrative Code Section 24-163 for causing or permitting to cause the idling of a motor vehicle for longer than 3 minutes.

At the hearing, Respondent's representative states that she has received and reviewed Petitioner's evidence. Upon review, the Respondent denies the violation and states that she cannot hear an engine in the video.

I credit the summons and find it sufficient to establish the charge. Respondent does not present a valid defense to the charge. Therefore, the violation is sustained, and the standard penalty of $350 is imposed.



09/15/2026 **09/15/2026**

Amita Rodriguez, Hearing Officer **Date**