OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

DECISION

TIFFANY IRIZARRY - NACMIAS LAW FIRM, PLLC 592 PACIFIC STREET BROOKLYN,NY 11217	**Summons No:** 000933469J et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- ON PENSKE TRUCK LEASING CORPORATION **Hearing Date:** 09/09/2026 **Hearing Location:** Remote **Type of Hearing:** By Telephone

Total Penalty Amount:**$600.00**

Community Service(Hr): **Not Applicable**

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000933469J	Sustained	08/09/2024	55 WHITE STREET Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1F	24 -163	Sustained	$600.00

Findings of Fact & 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 third 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 Attorney states that he has received and reviewed Petitioner's evidence. Upon review, the Respondent denies the violation and has advised the workers not to idle.

I credit Petitioner's evidence 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 third violation penalty of $600 is imposed.



09/15/2026

09/15/2026

Amita Rodriguez, Judicial Hearing Officer **Date**