OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

DECISION

TIFFANY IRIZARRY - NACMIAS LAW FIRM, PLLC 592 PACIFIC STREET BROOKLYN,NY 11217	**Summons No:** 000958565K et al. (1 Summons) **DEPT OF ENVIRONMENTAL PROTECTION,** **-against-** **ON PENSKE TRUCK LEASING CORPORATI** **Hearing Date:** 10/26/2026 **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
000958565K	Sustained	10/11/2024	1290 AMSTERDAM AVENUE Manhattan

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

Findings of Fact & Conclusions of Law

Tiffany Irizarry appeared for the Respondent. Martin Joyce, DEP Inspector, appeared for the Petitioner.

The Respondent was charged with idling the engine of a vehicle for more than three minutes at 1290 Amsterdam Avenue in Manhattan on October 11, 2024. The summons was issued as a 2nd Offense.

The Respondent's Representative denied the charge and did not provide a rebuttal.

I find the Petitioner's presentation to be persuasive evidence that the Respondent was in violation on the date of issuance.

The summons is hereby sustained and the 3rd offense penalty will be applied accordingly.

10/26/2026

10/26/2026

Claude Charles, Judicial Hearing Officer **Date**