OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

DECISION

TIFFANY IRIZARRY - NACMIAS LAW FIRM, PLLC 592 PACIFIC STREET BROOKLYN,NY 11217	**Summons No:** 000958653K et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE LE A SING & RNTL CO **Hearing Date:** 10/26/2026 **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
000958653K	Sustained	10/10/2024	255 W. 30TH ST Manhattan

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

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 255 W. 30th Street in Manhattan on October 10, 2024.

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.

10/26/2026	10/26/2026
Claude Charles, Judicial Hearing Officer	**Date**