# OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

*Hearings Division*

## DECISION

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|---|---|
| TIFFANY IRIZARRY - NACMIAS LAW FIRM, PLLC<br>592 PACIFIC STREET<br>BROOKLYN,NY 11217 | **Summons No:** 000960070L et al. (1 Summons)<br><br>DEPT OF ENVIRONMENTAL PROTECTION,<br><br>-against-<br><br>PENSKE TRUCK LEASING CO LP<br><br>**Hearing Date:** 10/26/2026<br><br>**Hearing Location:** Remote<br><br>**Type of Hearing:** By Telephone |

Total Penalty Amount:**$350.00**

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

| SUMMONS # | SUMMARY DISPOSITION | DATE OF OCCURRENCE | PLACE OF OCCURRENCE |
|---|---|---|---|
| 000960070L | Sustained | 10/21/2024 | 251 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 251 W. 30th Street in Manhattan on October 21, 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.

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