OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

DECISION

TIFFANY IRIZARRY - NACMIAS LAW FIRM, PLLC 592 PACIFIC STREET BROOKLYN,NY 11217	**Summons No:** 000963053N et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE LEASING & RENTAL CO **Hearing Date:** 10/06/2026 **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
000963053N	Sustained	11/07/2024	INTERSECTION OF JAY STREET AND WILLOUGHBY ST Brooklyn

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

Findings of Fact & Conclusions of Law

Antwan Gibbs appeared on behalf of Petitioner and stated he stands by the summons and submitted supplemental evidence (in file) .

TIFFANY IRIZARRY appeared on behalf Respondent and stated in the video you can not see the exhaust to see if car was on and at the 3:01 secondmark the vehicle does move.

I credit the summons and find at time of incident the vehicle's engine was idling for more than 3 minutes in violation of 24-163 as a 1st offense. Summons is sustained.

10/06/2026

10/06/2026

Beth Badner, Judicial Hearing Officer **Date**