



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

ILMA BABU - NACMIAS LAW FIRM PLLC 592PACIFIC STREET Brooklyn,NY 11217	Summons No: 000987406X et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE TRUCK LEASING CO LP Hearing Date: 06/11/2026 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount:\$440.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000987406X	Sustained	01/28/2025	ON W 48TH ST BETWEEN 7TH AVE AND 6TH AVE Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1E	24 -163	Sustained	\$440.00

Findings of Fact & Conclusions of Law

The NYC Department of Environmental Protection waived their appearance (marked Hearing Officer's Exhibit) at a telephone hearing on June 11, 2026. Registered representative ILMA BABU appeared on behalf of Respondent PENSKE TRUCK LEASING CO LP. Respondent's representative waived the use of a translator, a formal reading of the charges, the assistance of counsel and the presence of the issuing officer.

The summons alleges a violation of NYC Administrative Code 24-163: idling motor vehicle engine for more than 3 minutes. Date of occurrence was 01/28/25. This is a second offense.

Respondent denied the allegations and offered no rebuttal. No additional evidence was submitted.

I credit the sworn statement of the issuing officer and find that Petitioner established the violation. Respondent failed to rebut the allegations and present a valid legal defense.

Therefore, the summons is sustained, and the enhance penalty as a second offense is imposed.



06/12/2026

06/12/2026

Raul Quezada, Judicial Hearing Officer

Date