OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

TIFFANY IRIZARRY - NACMIAS LAW FIRM, PLLC 592 PACIFIC STREET BROOKLYN,NY 11217	**Summons# : 001026830Z et al. (1 summonses)** **DEPT OF ENVIRONMENTAL PROTECTION,** **-against-** **USA SHRED LLC** **Hearing Date :** 10/5/2026 **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
001026830Z	Sustained	06/12/2025	112 FULTON STREET, Manhattan

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

Total Penalty for Summons: 600.00

Findings of Facts & Conclusions of Law

The sworn-to-summons alleges a violation of Administrative Code (Code) § 24-163 for idling of motor vehicle engine more than three minutes 3rd or subsequent offense.

Authorized representative, Tiffany Irizarry, for Respondent, USA Shred LLC, was present. Petitioner, Department of Environmental Protection (DEP), did not appear. Respondent's representative waived the right to have an attorney present.

Respondent's representative denied the allegations with no rebuttal.

I credit the sworn-to-summon. I find that the summons as alleged is legally sufficient to establish the violation charged. I find that the Respondent did not present a valid legal defense. Respondent failed to provide credible evidence to rebut the allegations. Accordingly, the summons is sustained, and a $600.00 violation penalty is imposed.



10/05/2026 **10/05/2026**

Paul Mendez, Hearing Officer **Date**