



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division
Decision

NORA BROWN - NACMIAS LAW FIRM PLLC 592 PACIFIC STREET NEW YORK, NY 11217	Summons# : 014178485L et al. (2 summonses) NEW YORK CITY FIRE DEPARTMENT, -against- ROMAN ALVAREZ CANDY STORE Hearing Date : 6/3/2026 Hearing Location : Remote Type of Hearing : By Telephone
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Total Penalty Amount : 2,975.00	Community Service(Hr): Not Applicable
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SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
014178484J	Sustained	03/24/2025	113 AVENUE A, Manhattan

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BF11	VC11 .	Sustained	750.00
2	BF12	VC12 .	Sustained	950.00
3	BF19	VC19 .	Sustained	575.00

Total Penalty for Summons: 2,275.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
014178485L	Sustained	03/24/2025	113 AVENUE A, Manhattan

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BF05	VC5 .	Sustained	700.00

Total Penalty for Summons: 700.00

Findings of Facts & Conclusions of Law

This is a group hearing for both summonses. The hearing was conducted via telephone conference call June 3, 2026.

Nora Brown, authorized representative for Respondent, appeared at the hearing. Russell Walker appeared on behalf of Petitioner.

For both summonses, Respondent's representative requested an adjournment for additional evidence. Petitioner's representative objected, rested on the summons and recommended the standard penalty. Respondent's representative had nothing else to add.

The adjournment request is denied. Case history showed that there were several prior adjournments for the same reason.

I credit the summons details and I find that the petitioner has established a valid charge against the respondent. Petitioner established its prima facie case through the IO's affirmed statement in the summons. See 48 RCNY § 6-12(b). Once Petitioner established its case, the burden shifted to Respondent to refute the charge or establish an affirmative defense. See 48 RCNY § 6-12(a). Since no rebuttal or defense was given to refute the charge or establish an affirmative defense, I find Respondent in violation and impose the stated penalty for each summons.

	06/24/2026
Alex Chung, Hearing Officer	Date