



**OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS**  
*Hearings Division*

**DECISION**

|                                                                                      |                                                                                                                                                                                                                                                                      |
|--------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>NORA BROWN - NACMIAS LAW FIRM PLLC</b><br>592 PACIFIC STREET<br>NEW YORK,NY 11217 | <b>Summons No: 014203148M et al. (1 Summons)</b><br><br><b>NEW YORK CITY FIRE DEPARTMENT,</b><br><br><b>-against-</b><br><br><b>FRETTE</b><br><br><b>Hearing Date: 06/03/2026</b><br><br><b>Hearing Location: Remote</b><br><br><b>Type of Hearing: By Telephone</b> |
|--------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                                              |
|----------------------------------------------|
| <b>Total Penalty Amount:\$575.00</b>         |
| <b>Community Service(Hr): Not Applicable</b> |

| <b>SUMMONS #</b> | <b>SUMMARY DISPOSITION</b> | <b>DATE OF OCCURRENCE</b> | <b>PLACE OF OCCURRENCE</b>   |
|------------------|----------------------------|---------------------------|------------------------------|
| 014203148M       | Sustained                  | 08/29/2025                | 806 Madison Avenue Manhattan |

| <b>LINE<br/>ITEM</b> | <b>OATH<br/>CODE</b> | <b>CODE<br/>SECTION/RULE</b> | <b>RESULT</b> | <b>PENALTY</b> |
|----------------------|----------------------|------------------------------|---------------|----------------|
| 1                    | BF19                 | VC19 .                       | Sustained     | \$575.00       |

**Findings of Fact & Conclusions of Law**

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.

The summons charges VC19. 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 2 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.



06/24/2026

06/24/2026

Alex Chung, Judicial Hearing Officer

Date