OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

DECISION

Michael Anthony Sargo, Esq. 592 Pacific Street Brooklyn,NY 11217	**Summons No: 0200700226 et al. (1 Summons)** **NEW YORK CITY POLICE DEPT,** **-against-** **VALERIAN KUTSIA** **Hearing Date: 09/25/2026** **Hearing Location: Remote** **Type of Hearing: By Telephone**

Total Penalty Amount:**$250.00**

Community Service(Hr): **Not Applicable**

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
0200700226	Sustained	08/06/2026	309 WEST 47 STREET Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	AD6L	AC 19-190(B)	Sustained	$250.00

Findings of Fact & Conclusions of Law

The hearing was conducted via telephone conference call on September 25, 2026.

Michael Sargo, attorney for Respondent, appeared at the hearing. No appearance on behalf of petitioner NYPD.

The summons charges AC 19-190(B) for failure to yield causing injury. Respondent's representative argued that Petitioner failed to establish a prima facie case as the details lacked any details about injury in particular.

Code Section 19-190(b) states that "any driver of a motor vehicle who violates subdivision a of this section and whose motor

vehicle causes contact with a pedestrian or person riding a bicycle... and thereby causes physical injury, shall be guilty of a misdemeanor...." See NYPD v. Janet A. Feldberg (Appeal No. 1800024), March 22, 2018. The summons alleges that (1) the motorist failed to yield; (2) the bicyclist has the right of way; and (3) a physical injury resulted. Therefore, the summons indicated the elements of the charge. As such, I find respondent in violation with no defenses and impose the stated penalty.



10/06/2026

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Alex Chung, Judicial Hearing Officer **Date**