



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Nacmias, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 0209618980 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- KYANA C SIMMONS Hearing Date: 09/04/2026 Hearing Location: Remote Type of Hearing: By Telephone
---	---

Total Penalty Amount: \$0.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
0209618980	Dismissed	06/04/2026	63rd Ave and Main St Queens

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	AD6L	AC 19-190(B)	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

Summons: 0209618980

Hearing date: 9/4/26

Appearing for petitioner: NA

Witness(es):

Appearing for respondent: Michael Nacmias, Esq.

Witness(es):

The charge dated 6/4/2026, was failing to yield.

Respondent challenged service.

The affidavit of service describes service on a person but is unsigned. Nor is there any signed certificate on the face on the summons.

Respondent submitted Appeal 1801238 in support.

Findings of Fact and Conclusions of Law:

The cited appeal held that an unsigned affidavit of service means the summons is defective. I follow that decision.

Accordingly, I dismiss the charge for defective service.



09/04/2026

09/04/2026

Clive Morrick, Judicial Hearing Officer

Date