



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: 0214892233 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- ALISA R MERRIWEATHER Hearing Date: 06/16/2026 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
0214892233	Dismissed	11/25/2025	West 169th and St. Nicholas Manhattan

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

Findings of Fact & Conclusions of Law

The hearing was conducted by telephone on 6/16/26 . Attorney Michael Nacmias appeared on behalf of Respondent appeared on behalf of Respondent and there was no appearance on behalf of petitioner.

The summons alleges violation of NYC Admin Code 19-190(b) stating that Respondent was making a left turn and failed to yield to pedestrian causing injury.

Respondent states that there is no allegation that the Respondent was driving a motor vehicle.

Code § 19-190(b) makes it unlawful for the driver of a motor vehicle to fail to yield to a pedestrian who has the right of way "and whose motor vehicle causes contact with a pedestrian . . . and thereby causes physical injury." In NYPD v. Hershel Rosenfeld, Appeal No. 1900526 (June 27, 2019) the Board held that where the IO never alleged that Respondent's vehicle made contact with the pedestrian or that the pedestrian was in the crosswalk or had the right of way the summons must be dismissed. This summons does not establish a prima facie case as there is no allegation that the Respondent was driving a motor vehicle. Accordingly, the summons is defective on its face and it is dismissed.



06/16/2026

06/16/2026

Elyse Post, Judicial Hearing Officer

Date