



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

Michael Anthony Sargo, Esq. 592 Pacific Street Brooklyn, NY 11217	Summons# : 0215813483 et al. (1 summonses) NEW YORK CITY POLICE DEPT, -against- WAYNE A SINCKLER Hearing Date : 8/7/2026 Hearing Location : Remote Type of Hearing : By Telephone
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Total Penalty Amount :	0.00	Community Service(Hr):	Not Applicable
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SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
0215813483	Dismissed	05/19/2026	FLATLANDS AVE / E 85TH ST, Brooklyn

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

Total Penalty for Summons: 0.00

Findings of Facts & Conclusions of Law

Petitioner did not appear. Respondent appeared through Michael Sargo, attorney.

Summons #0215813483 charged a violation of Administrative Code § 19-190(b) for failing to yield at a crosswalk resulting in physical injury to a pedestrian or cyclist.

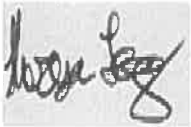
The issuing officer wrote, "At TPO deft Sinckler failed to yield to pedestrian." On the second page, the "Affidavit (Certificate) of Service" is blank.

Respondent moved to dismiss for failure to provide proof of service. Respondent also moved to dismiss for failure to state a prima facie case; no injury is described.

Section 19-190(b) imposes a fine on a motor vehicle that fails to yield to a pedestrian, comes in contact with the pedestrian, and causes a physical injury.

Before turning to the merits of the summons, service must be established. Per 48 RCNY § 6-08(a)(1), Petitioner is required to file proof of service before the hearing. Here, Petitioner has filed the summons without proof of service. Accordingly, the summons is dismissed.

Had service been effective, the summons would still be dismissed for failure to allege enough facts to establish a violation of the code.



08/17/2026

08/17/2026

Theresa Leary, Hearing Officer

Date