



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

**DECISION**

|                                                                                  |                                                                                                                                                                                                                               |
|----------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>Michael Anthony Sargo, Esq.<br/>592 Pacific Street<br/>Brooklyn, NY 11217</p> | <p>Summons No: 0217975818 et al. (1 Summons)</p> <p>NEW YORK CITY POLICE DEPT,</p> <p>-against-</p> <p>LEON SIDORSKI</p> <p>Hearing Date: 08/07/2026</p> <p>Hearing Location: Remote</p> <p>Type of Hearing: By Telephone</p> |
|----------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                                              |
|----------------------------------------------|
| Total Penalty Amount: <b>\$0.00</b>          |
| Community Service(Hr): <b>Not Applicable</b> |

| SUMMONS #  | SUMMARY DISPOSITION | DATE OF OCCURRENCE | PLACE OF OCCURRENCE                    |
|------------|---------------------|--------------------|----------------------------------------|
| 0217975818 | Dismissed           | 05/12/2026         | I/O ASCARAVE / AUSTIN STREET<br>Queens |

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

**Findings of Fact & Conclusions of Law**

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

Summons #0217975818 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, "Above listed deft. failed to yield to pedestrian, causing a physical injury 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; the summons does not describe where the pedestrian was to ensure they had the right of way, and no description of the injury is provided to determine whether the injury rises to meet the statutory definition.

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, Judicial Hearing Officer

Date