



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Anthony Sargo, Esq. 592 Pacific Street Brooklyn, NY 11217	Summons No: 0218459259 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- VAHRAM KACHATRYAN Hearing Date: 05/29/2026 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$0.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
0218459259	Dismissed	04/08/2026	125 3rd Avenue Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	AD6K	AC 19-190(A)	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

Respondent, Vahram Kachatryan, appeared at a telephone hearing by attorney Michael Sargo, Esq. Petitioner NYPD did not appear.

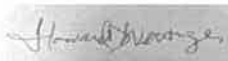
The Issuing Officer (IO) affirmed that respondent struck a pedestrian in a crosswalk in violation of Section 19-190 (a) of the Administrative Code (Code).

Respondent's attorney challenged the jurisdiction over the respondent. He asserted the failure to complete the affidavit of service was fatal to the summons because it was blank.

I agree the defective service is fatal to obtaining jurisdiction over the respondent. Petitioner failed to establish proper service where the purported proof of service on the reverse side of the summons was left blank and not signed and Petitioner did not appear at the hearing to supplement its proof of service. *See NYPD v. Barrett Cherelle*, Appeal No. 2000420 (June 18, 2020).

As to the merits of the case, Mr. Sargo stated the summons does not establish a prima facie case because it fails to affirm that injury occurred. Since Code Section 19-190(a) does not require that a physical injury to a pedestrian have occurred, Petitioner established a prima facie case and Respondent failed to refute the charge. *NYC v. Saeed Mohamed Nasser Faisel*, Appeal No. 1701352 (February 15, 2018).

However, I find service is insufficient and there is no jurisdiction over the respondent. Therefore, the summons is dismissed.



05/29/2026

05/29/2026

Howard Weisinger, Judicial Hearing Officer

Date