OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

DECISION

Michael Anthony Sargo, Esq. 592 Pacific Street Brooklyn,NY 11217	**Summons No: 0219846258 et al. (1 Summons)** **NEW YORK CITY POLICE DEPT,** **-against-** **CONNOR STEWART** **Hearing Date: 09/30/2026** **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
0219846258	Dismissed	08/10/2026	42 Road and Jamaica Ave. 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

Respondent,CONNOR STEWART , appeared by his counsel, Michael Anthony Sargo, Esq., the petitioner, NYPD, did not appear.

The SUMMONS alleged a violation of Section 19-190(B) of the NYC Administrative Code for failure to yield the right of way to a pedestrian in a crosswalk, specifically the issuing officer(I/O) noted "I/O is informed by Luis Ramirez whose address is known to NYPD that Luis observed that motorist failed to yield making a u-turn cause physical injury."

Respondent moved to dismiss for defective service and that that allegations did not make out a prima facie case for physical

injury.

As to service:

Motion granted. I find the affirmation of service is blank and petitioner cannot sustain its burden.

As to merits:

Motion granted. I find that allegations make out a prima facie case to meet the definition for physical injury.

Section 10.00 of the New York State Penal Law defines "physical injury" as "impairment of physical condition or substantial pain."

I do not credit the allegations. I find that the I/O failed to assert that the pedestrian had the right of way. I further find the I/O failed to establish that the contact did not cause physical injury or an impairment of physical condition or substantial pain.

Accordingly, I dismiss.

Linda Agoston

10/01/2026

10/01/2026

Linda Agoston, Judicial Hearing Officer **Date**