



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Frank Tamberino - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 039544171N et al. (1 Summons) DEPT OF BUILDINGS, -against- KALE CONSTRUCTION INC Hearing Date: 07/17/2026 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$2,500.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
039544171N	Sustained	08/27/2025	150-18 12 ROAD Queens

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	B2P7	Misc. BC–Chapter 33	Sustained	\$2,500.00

Findings of Fact & Conclusions of Law

Petitioner appeared by H. Pita. Respondent appeared by F. Tamberino. Respondent with a class 2 miscellaneous violation of BC 33 inadequate protection to safeguard the public. Mr. Pita submitted photos taken by the Inspector to support the charge (Pet Ex 1). Mr. Tamberino challenged service based on the location where the summons was posted. I find the Inspector's description of the service attempt to be adequate, and I do not find Respondent has offered persuasive evidence to the contrary. No further valid defense or evidence was presented. I credit the allegations in the summons and find Respondent was in violation on the cited date. I uphold the violation and impose the standard penalty.



07/31/2026

07/31/2026

Kristina Ross, Judicial Hearing Officer

Date