OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearing Division

Decision

Michael Anthony Sargo, Esq. 592 Pacific Street Brooklyn,NY 11217	Summons# : 039547195L et al. (2 summonses) DEPT OF BUILDINGS, -against- LXC CONSTRUCTION INC Hearing Date : 9/18/2026 Hearing Location : Remote Type of Hearing : By Telephone

Total Penalty Amount : 5,625.00	**Community Service(Hr):** Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
039547195L	Sustained	11/20/2025	4936 KINGS HIGHWAY, Brooklyn

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	B207	BC105.8.2 BC106.8.2	Sustained	625.00

Total Penalty for Summons: 625.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
039547197P	Sustained	11/20/2025	4936 KINGS HIGHWAY, Brooklyn

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	B1P7	Misc. BC–Chapter 33	Sustained	5,000.00

Total Penalty for Summons: **5,000.00**

Findings of Facts & Conclusions of Law

The hearing was conducted by phone on September 18, 2026. Petitioner appeared through Taylor Barje, Esq. Respondent appeared through Michael Sargo, Esq.

Respondent received two summonses; each alleged a Class 1 violation of Misc. BC Chapter 33, with 95L citing BC 3307.2.1 and 97P citing 3307.4.7.

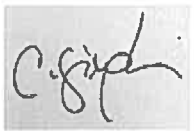
Ms. Barje submitted Petitioner's evidence on each into the record. See Pet. Ex. 1.

Ms. Barje moved to amend the charge in 95L to BC 105.8.2 BC 106.8.2 (B207). Mr. Sargo did not object. So amended. Thereafter Mr. Sargo submitted Respondent's correction evidence into the record. See Resp. Ex. A. Ms. Barje reviewed same and, after consideration, recommended the mitigated penalty on the charge as amended.

Mr. Sargo denied the charge in 97P without rebuttal.

I credit the IO, establishing the prima facie case for violation on each. I credit Petitioner's evidence. I credit Mr. Sargo and Respondent's evidence that Respondent corrected on 95L and Ms. Barje that same was timely and satisfactory for mitigation. I do not credit Respondent's general denial on 97P.

Therefore I find Respondent in violation and impose the standard penalty on 97P and the mitigated penalty on the charge, as amended, on 95L.



09/18/2026 **09/18/2026**

Charles Simpkins, Hearing Officer **Date**