



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Anthony Sargo, Esq. 592 Pacific Street Brooklyn, NY 11217	Summons No: 0803810700 et al. (1 Summons) DEPARTMENT OF HEALTH & MENTAL HYGIENE, -against- 352 GATES AVE LLC Hearing Date: 05/20/2026 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
0803810700	Dismissed	04/15/2026	352 Gates Avenue Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	AH3P	NYCHC 151.02(A)	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

Michael Sargo, Esq. appeared on behalf of Respondent 352 Gates Ave. LLC.

Petitioner charges HC 151.02(a). Petitioner alleges harborage conditions that encourage the nesting of rats exist in that dry leaves, multiple uncontained bags of unknown contents, overflowing/scattered garbage containers and other scattered litter were found throughout the front and backyard of the premises at the time of the inspection.

Mr. Sargo states respondent denies the allegation and states this summons is duplicative of summons no. 0803810710 heard earlier in today's hearing. He produced 3 photographs taken on 4/28/26 to show there were no harborage conditions present

on his property on the date of the summons. He states respondent maintains the backyard is free of debris and trash. Respondent states it regularly places down white pest repellant to prevent the presence of pests.

I find summons ending in 710 is not duplicative of the instant summons since they both allege different facts in that the instant summons alleges dry leaves, bags of unknown contents and overflowing scatted garbage while summons ending in 710 does not. I credit respondent's evidence and find it rebuts petitioner's evidence. I do not credit petitioner's evidence and find respondent is not in violation.

Accordingly, this summons is dismissed.

	
05/27/2026	05/27/2026
Deborah Mbabazi, Judicial Hearing Officer	Date