



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Nacmias, Esq. - Nacmias Law Firm Attn: Nora Brown 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 000606636J et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- SKECHERS 1423 SKECHERS USA RETAIL LLC ATTN Hearing Date: 10/22/2025 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
000606636J	Dismissed	07/24/2025	57-11 Myrtle Ave Queens

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BN29	A.C. 24-227(A)	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

This is a hearing by phone held October 22, 2025. Respondent, Skechers USA Retail, LLC Attn: Skechers #1423, appeared by Nora Brown, authorized representative. Petitioner, Department of Environmental Protection, appeared by Leah Smith.

This summons alleges a violation of NYC Administrative code 24-227(a).

Petitioner's representative relied on the summons and submitted an evidence packet that included photographs and a noise inspection report. See Petitioner's Exhibits.

Respondent's representative moved to dismiss the summons and argued Petitioner named the wrong party. In support, she submitted a deed, ACRIS details, and a Google Maps photograph. See Respondent's Exhibits. She argued that as Respondent's evidence shows, BREEAAD International, Inc., was the owner of the premises and is the proper Respondent. She stated that Petitioner failed to establish any connection between the AC operator and Respondent.

Petitioner's representative stated she has no rebuttal.

I do not credit the Issuing Officer. I credit Respondent's evidence and find that Respondent refuted the charge by asserting that Petitioner named the wrong party. Petitioner thereafter failed to overcome Respondent's evidence.

Accordingly, the summons is dismissed.

	
10/23/2025	10/23/2025
Sarah Axtell, Judicial Hearing Officer	Date