



**OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS**  
*Hearings Division*

**DECISION**

|                                                                                                       |                                                                                                                                                                                                                                                                           |
|-------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Michael Nacmias, Esq. - Nacmias Law Firm</b><br>592 Pacific Street 1st Floor<br>Brooklyn, NY 11217 | <b>Summons No: 0216048232 et al. (1 Summons)</b><br><br><b>NEW YORK CITY POLICE DEPT,</b><br><br><b>-against-</b><br><br><b>MORDECHAI KLEIN</b><br><br><b>Hearing Date: 12/30/2024</b><br><br><b>Hearing Location: Remote</b><br><br><b>Type of Hearing: By Telephone</b> |
|-------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                                              |
|----------------------------------------------|
| <b>Total Penalty Amount: \$0.00</b>          |
| <b>Community Service(Hr): Not Applicable</b> |

| SUMMONS #  | SUMMARY DISPOSITION | DATE OF OCCURRENCE | PLACE OF OCCURRENCE            |
|------------|---------------------|--------------------|--------------------------------|
| 0216048232 | Dismissed           | 08/08/2024         | 319 E Houston Street Manhattan |

| LINE ITEM | OATH CODE | CODE SECTION/RULE | RESULT    | PENALTY |
|-----------|-----------|-------------------|-----------|---------|
| 1         | AD6L      | AC 19-190(B)      | Dismissed | \$0.00  |

**Findings of Fact & Conclusions of Law**

Michael Nacmias, Esq. for Respondent

The summons alleges the failure to yield and it carries a \$250 fine. Respondent moved to dismiss because the affidavit of service is not filled out and is blank. It is also noted that there is a box for service on the front of the summons which is not filled out either. Without a properly filled out affidavit of service there is no proof of service. Therefore, the summons is dismissed. It is also noted that the summons fails to list a max penalty and that provides an independent reason to grant the motion to dismiss. Dismissed.

*Mitchell Rubinstein*

12/30/2024

12/30/2024

Mitchell Rubinstein, Hearing Officer

Date