



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Nacmias, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 0214572701 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- SINAI WALZER Hearing Date: 06/20/2025 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
0214572701	Dismissed	04/30/2025	northwest corner of Vanderbilt and Fulton Brooklyn

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

Findings of Fact & Conclusions of Law

Respondent received an NYPD summons for a violation of Section 19-190(B) of the New York City Administrative Code for failure to yield. In the summons, the issuing officer (IO) stated that on April 30, 2025 at 1:15 PM, "At TPO I/O is in Brmed by Frederick Bohrer cell 5182290088 whose address known to NYPD that motorist failed to yield to cyclist" at the northwest corner of Vanderbilt and Fulton.

In a phone in hearing, Mr. Michael Nacmias, attorney for Respondent, appeared. He made two motions to dismiss. The first motion was on service as the affidavit of service was blank and therefore there was no jurisdiction over Respondent. The second motion was on the merits where the summons does not establish a prima facie case in that there is no allegation of

physical injury.

Here, I grant Mr. Nacmias' motions to dismiss. The affidavit of service is blank and as such, service is deemed defective. Further, the summons does not set forth a prima facie case as there is no allegation of physical injury as required. Therefore, based on the foregoing, I dismiss the violation.



06/20/2025

06/20/2025

Lori Costello, Hearing Officer

Date