



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

**DECISION**

|                                                                                   |                                                                                                                                                                                                                                                                                 |
|-----------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Andre Autz, Esq. - Nacmias Law</b><br>592 Pacific Street<br>Brooklyn, NY 11217 | <b>Summons No: 039108443R et al. (1 Summons)</b><br><br><b>DEPT OF BUILDINGS,</b><br><br><b>-against-</b><br><br><b>BROOKLYN AVENUE N REALTY, LLC</b><br><br><b>Hearing Date: 11/04/2024</b><br><br><b>Hearing Location: Remote</b><br><br><b>Type of Hearing: By Telephone</b> |
|-----------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                                              |
|----------------------------------------------|
| <b>Total Penalty Amount: \$625.00</b>        |
| <b>Community Service(Hr): Not Applicable</b> |

| SUMMONS #  | SUMMARY DISPOSITION | DATE OF OCCURRENCE | PLACE OF OCCURRENCE    |
|------------|---------------------|--------------------|------------------------|
| 039108443R | Sustained           | 03/12/2024         | 5602 AVENUE N Brooklyn |

| LINE ITEM | OATH CODE | CITY CODE SECTION | RESULT    | PENALTY  |
|-----------|-----------|-------------------|-----------|----------|
| 1         | B202      | 28-301.1          | Sustained | \$625.00 |

**Findings of Fact & Conclusions of Law**

On November 4, 2024, Andre Autz, Esq., attorney for Respondent, Brooklyn Avenue N Realty LLC, appeared for a hearing by remote by telephone. Daniel Brickman, Esq., appeared for Petitioner and relied on the Issuing Officer's affirmed statements in the summons.

Respondent was charged with violation of §28-301.1 of the Administrative Code of the City of New York for failure to maintain the building in a code compliant manner.

The Issuing Officer affirmed in the summons that on March 12, 2024, "RCA issued for failure to maintain building in

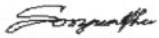
code-compliant manner on 08/09/23 by inspector badge #2647 who observed at exposure #4, brick facade with various cracks. At first floor at right side of the left window approximately 10 feet long step crack observed at the time of inspection. RCA not corrected. No permits on file."

Respondent's counsel waived any service challenge and denied the charge without rebuttal.

I credit the Issuing Officer's statements in the summons regarding the violating conditions observed. Respondent submitted no credible evidence refute the charge.

Based upon the foregoing hereinabove, the preponderance of the evidence establishes that the building had not been maintained in a code compliant manner, and I impose a standard penalty of \$625.00.

Wherefore, the summons is hereby sustained accordingly.



11/08/2024

11/08/2024

**Sooyung Lee, Hearing Officer**

**Date**