



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Phoebe Dossett, Esq. - Nacmias Law Firm, PLLC 592 Pacific Street Brooklyn, NY 11217	Summons No: 039530463H et al. (1 Summons) DEPT OF BUILDINGS, -against- 578 20TH ST LLC Hearing Date: 04/21/2025 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
039530463H	Dismissed	07/11/2024	578 GAR 20 STREET Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	B2L1	28-105.1	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

463H

Phoebe Dossett, Esq. appeared for Respondent 578 20th St LLC at a hearing. Henrietta Asiedu Baidoo, Esq. appeared for the Petitioner. The summons alleges a Class 2 violation of Code 28-105.1 for failure to obtain a temporary construction permit prior to installation/use of temporary construction equipment. The details of the violating conditions are specified in the summons.

Petitioner's representative rested on the summons.

Respondent's representative submitted a fence permit, garage permit and property profile to the hearing. Resp. Exh. 1. Respondent's counsel made a motion to dismiss as the submitted permit was active but issued to the garage on the property; that the garage had a different BIN number then the rest of the property; that the permit was pulled under the garage BIN; that the inspector may not have researched for a permit issued to the garage and violation should be dismissed.

Petitioner's counsel had no further comments.

I credit Respondent's case. I find Respondent's submission has rebutted Petitioner's claim that Respondent installed/used temporary construction equipment without a permit. Accordingly, the summons is dismissed.



04/24/2025

04/24/2025

Malik Pearson, Hearing Officer

Date