



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: 012105312N et al. (1 Summons) NEW YORK CITY FIRE DEPARTMENT, -against- JEFFERSON HOLDING VENTURE LLC Hearing Date: 11/12/2024 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$1,875.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
012105312N	Sustained	12/08/2020	804 JEFFERSON AVENUE Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BF35	VC12 .	Sustained	\$1,875.00

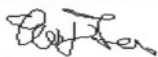
Findings of Fact & Conclusions of Law

I sustain the summons and impose the \$1,875.00 statutory penalty.

Mathew Whitening, Esq. appeared at the teleconference hearing as counsel for respondent JEFFERSON HOLDING VENTURE LLC (Respondent) and waived his rights to translation services and the presence of the issuing officer. Petitioner Fire Department of New York City (FDNY) did not appear.

Respondent was cited for a repeat violation of Fire Department Violation Category (VC) 12 found in Section 109-02 of Title 3 of the Rules of the City of New York (RCNY), for failure to prevent unnecessary or unwarranted fire alarm.

Petitioner relied on the affirmed statements of the issuing officer in the summons to establish its case. Respondent did not dispute the prior summons and denied this summons without rebuttal. I credit the summons and find that Petitioner has established a repeat violation of VC 12 by a preponderance of the evidence and that mitigation is appropriate. Accordingly, I sustain the summons and impose the \$1,875.00 statutory penalty.



11/14/2024

11/14/2024

Thomas Finn, Hearing Officer

Date