



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Caroline Kane, Esq. - Nacmias Law Firm, PLLC 592 Pacific Street, 1st Floor Brooklyn, NY 11217	Summons No: 035447101H et al. (1 Summons) DEPT OF BUILDINGS, -against- GALICIA CONTRACTING & RES Hearing Date: 05/23/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$2,500.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
035447101H	Sustained	09/13/2019	270 PARK AVENUE SOUTH Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	B182	28- 105.12.2	Sustained	\$2,500.00

Findings of Fact & Conclusions of Law

Caroline Kane, Attorney for Respondent, GALICIA CONTRACTING & RES and Dallas Mahan, Attorney for Petitioner, Department of Buildings. The parties appeared for a hearing by telephone on May 23, 2025. Issuing Officer Sokolowski Badge 2985 also appeared to testify.

Respondent is charged with a Class 1 violation of 28-105.12.2 of the Administrative Code for work that does not conform to the approved construction documents. The summons states that a parapet wall was being removed at the roof level contrary to the approved plans.

Petitioner presents photos of the violating condition. Respondent's counsel argues that this violation does not amount to a Class 1 Immediately Hazardous violation as the violation does not state that the removal of the wall is dangerous, only that it does not conform to the paperwork. Petitioner stands by the Class.

I credit the summons and find it sufficient to establish the charge. Therefore, this violation is sustained and the standard penalty is impose.



05/28/2025

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Amita Rodriguez, Hearing Officer

Date