



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Anthony Sargo, Esq. 592 Pacific Street Brooklyn, NY 11217	Summons No: 014214691H et al. (1 Summons) NEW YORK CITY FIRE DEPARTMENT, -against- BARRA PAYAN VIP PICA POLLO JOA Hearing Date: 02/12/2026 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: **\$350.00**

Community Service(Hr): **Not Applicable**

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
014214691H	Sustained	11/06/2025	1160 Castle Hill Avenue Bronx

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BF05	VC5 .	Sustained	\$350.00

Findings of Fact & Conclusions of Law

Respondent received an FDNY summons for a violation of VC5 of the New York City Fire Code. In the summons, the issuing officer (IO) stated that on November 6, 2025, Respondent was in violation of

VC5 - failed to maintain records for operation of a commercial kitchen - quarterly cleaning of exhaust system last done on 6/25 by American Protection Services Corp. Lic #245; required to clean every 3 months; semi annual service of fire extinguisher system last done on 8/24 by master fire systems; existing K-class fire extinguisher has no service tag on it.

In a phone in hearing, Mr. Michael Sargo, attorney for Respondent and Petitioner FDNY agency representative, Mr. Eric Monk,

appeared. Petitioner rested on the summons and sought correction. During the hearing, Mr. Sargo submitted correction, which is marked into evidence as Respondent Exhibit A. Petitioner reviewed and deemed same acceptable. Petitioner recommended a mitigated penalty.

Here, I credit the IO's statement. Respondent submitted correction and Petitioner accepted same. As such, based on the foregoing, I find the Respondent in violation with a mitigated penalty of \$350.



02/12/2026

02/12/2026

Lori Costello, Judicial Hearing Officer

Date