



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

LANCE CHEBIN - NACMIAS LAW FIRM 592 PACIFIC STREET Brooklyn, NY 11217	Summons No: 000815691N et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- NORTHEAST SERVICE INTERIORS LLC Hearing Date: 05/22/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$600.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000815691N	Sustained	10/23/2023	On Duffield between Willoughby St. and Fulton St. Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1K	24-163 (F)	Sustained	\$600.00

Findings of Fact & Conclusions of Law

Auth. Rep. Lance Chebin appeared for Respondent NORTHEAST SERVICE INTERIORS LLC.

DEP Rep. John McLaughlin appeared for Petitioner.

On 10/23/23, On Duffield between Willoughby St. and Fulton St., Brooklyn, the issuing officer charged Respondent with a violation of 24 -163 (F) (third violation).

Mr. McLaughlin submitted into the record P1 – copy of the summons, two underlying summonses to substantiate the 3rd violation, redacted idling complaint form, 2 photographs identifying the cited vehicle, Google Map screenshot showing the cited school and a video of the cited idling, which was summarized into the record and reviewed by the Court.

Mr. Chebin argued there was no evidence of a school nearby in the video.

Mr. McLaughlin argued the school is on the right hand side of the block, and the vehicle is directly in front of the school and the plaque is directly next to a dark SUV across the street.

Here, I find that the conditions were as cited at the time of occurrence. I credit the citizen/inspector's observations. Petitioner has proven this violation a preponderance of the evidence. The video supports the charge, as the school can be identified in the video.

Accordingly, I find that Respondent is in violation of the charge and the summons is SUSTAINED.



05/28/2025

05/28/2025

Joseph Fan, Hearing Officer

Date