



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

MATTHEW WHITENING
592 PACIFIC STREET
Brooklyn, NY 11217

Summons# : 014146752K et al. (1 summonses)

NEW YORK CITY FIRE DEPARTMENT,

-against-

141 32

Hearing Date : 12/17/2024

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 1,000.00

Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
014146752K	Sustained	09/16/2024	141 32nd Street, Brooklyn

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BF03	VC03 .	Sustained	350.00
2	BF04	VC04 .	Sustained	300.00
3	BF05	VC5 .	Sustained	350.00

Total Penalty for Summons: 1,000.00

Findings of Facts & Conclusions of Law

The hearing was conducted via telephone conference call on December 17, 2024.

Respondent 141 32ND STREET LLC was represented by Matthew Whitening.

Ari Dennis Kayserian appeared on behalf of petitioner FDNY.

The summons charges:

Line Item 1 VC03

Petitioner stated that they rely on the summons and are waiting for evidence of correction.

Respondent testified that correction has been completed and submitted documents as evidence of correction.

Petitioner reviewed respondent's documents, accepted that correction had been accomplished before the first hearing date, and recommended a mitigated penalty.

I credit the summons details and I find that the petitioner has established a valid charge against the respondent. I credit respondent's testimony and evidence presented and find that the respondent has shown timely correction.

Line Item 1 is sustained and the mitigated penalty is imposed.

Line Item 2 VC04

Petitioner stated that they rely on the summons and are waiting for evidence of correction.

Respondent testified that correction has been completed and submitted documents as evidence of correction.

Petitioner reviewed respondent's documents, accepted that correction had been accomplished before the first hearing date, and recommended a mitigated penalty.

I credit the summons details and I find that the petitioner has established a valid charge against the respondent. I credit respondent's testimony and evidence presented and find that the respondent has shown timely correction.

Line Item 2 is sustained and the mitigated penalty is imposed.

Line Item 3 VC5

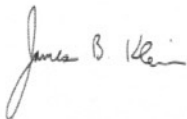
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Respondent testified that correction has been completed and submitted documents as evidence of correction.

Petitioner reviewed respondent's documents, accepted that correction had been accomplished before the first hearing date, and recommended a mitigated penalty.

I credit the summons details and I find that the petitioner has established a valid charge against the respondent. I credit respondent's testimony and evidence presented and find that the respondent has shown timely correction.

Line Item 3 is sustained and the mitigated penalty is imposed.

	
12/17/2024	12/17/2024
James Klein, Hearing Officer	Date