



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Sargo, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 039129655L et al. (1 Summons) DEPT OF BUILDINGS, -against- MORELL BUILDERS INC Hearing Date: 06/23/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$5,000.00

Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
039129655L	Sustained	11/06/2024	196 MONROE STREET Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	B209	BC 3301.2 & 27-1009(a)	Sustained	\$5,000.00

Findings of Fact & Conclusions of Law

Petitioner appeared through Henrietta Baidoo. Respondent appeared through attorney Michael Sargo.

The issuing officer charged a Class 2 violation of Building Code § 3301.2 and 27-1009(a). Specifically, they observed at exposure 3 interior on second floor, 3 windows without guardrails exposing workers to a fall greater than 6 feet. Openings must have guardrails to prevent workers from falling and becoming injured. GC has failed to safeguard all persons and property during construction operations.

In support of the summons, Petitioner provided Exhibit 1, photos.

Respondent denied the charge, but offered no rebuttal evidence.

I credit the issuing officer. As Respondent has failed to provide evidence or legal argument rebutting or refuting Petitioner's case, the summons is sustained.



06/25/2025

06/25/2025

Theresa Leary, Hearing Officer

Date