



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

MATTHEW WHITENING
592 PACIFIC STREET
BKLYN,NY 11217

Summons# : 014102769M et al. (3 summonses)

NEW YORK CITY FIRE DEPARTMENT,

-against-

AXEL REALTY LLC

Hearing Date : 2/3/2025

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 0.00

Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
014102769M	Dismissed	01/31/2024	90-22 161 STREET, Queens

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BF05	VC5 .	Dismissed	0.00
2	BF12	VC12 .	Dismissed	0.00
3	BF17	VC17 .	Dismissed	0.00
4	BF20	VC20 .	Dismissed	0.00

Total Penalty for Summons: 0.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
014102770J	Dismissed	01/31/2024	90-22 161 STREET, Queens

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BF06	VC06 .	Dismissed	0.00
2	BF07	VC07 .	Dismissed	0.00

Total Penalty for Summons: 0.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
014102778Y	Dismissed	01/31/2024	90-22 161 STREET, Queens

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BF20	VC20 .	Dismissed	0.00

Total Penalty for Summons: 0.00

Findings of Facts & Conclusions of Law

Petitioner appeared by SAhmad Al-Kaysey and Respondent appeared by its authorized representative, Matthew Whitening. Respondent is charged with three separate summonses: 69M, 70J, and 78Y. Respondnet moves to dismiss these summonses on the grounds that the wrong party is named as Respondent did not own the property at the time the summonses were issued. Respondent owns the adjacent property but not this property. Respondent submitted two deeds to support this defense. Petitioner had no objection.

I credit Respondent's evidence and dismiss these summonses.

 02/03/2025	02/03/2025
Herbert Israel, Hearing Officer	Date

