



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

NORA BROWN - NACMIAS LAW FIRM PLLC 592 PACIFIC STREET NEW YORK,NY 11217	Summons No: 000606599J et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- CITYWIDE CONTAINER SERVICE Hearing Date: 10/15/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount:\$1,200.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000606599J	Sustained	06/20/2025	149 WEST 68 STREET Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BABM	24-146 (B)	Sustained	\$1,200.00

Findings of Fact & Conclusions of Law

The hearing was held on October 15, 2025. John McLaughlin appeared on behalf of Petitioner DEP. Nora Brown appeared on behalf of Respondent. The summons charges a violation of 24-146 (B) preventing dust from becoming airborne as a third offense.

Petitioner relies on the face of the summons. Respondent denies the violation with no rebuttal. I do not credit Respondent's general denial.

Therefore, summons sustained. Third repeat penalty imposed.

Eric Howard

10/17/2025

10/17/2025

Eric Howard, Hearing Officer

Date