



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Anthony Sargo, Esq. c/o Nacmias Law Firm 592 Pacific Street Brooklyn, NY 11217	Summons No: 0703992219 et al. (1 Summons) DEPT OF TRANSPORTATION, -against- CITYWIDE CONTAINER SERVICE CORP Hearing Date: 02/19/2026 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$750.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
0703992219	Sustained	09/02/2025	Johnson Ave. between Porter & Varick Aves. Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	ADC4	AC 19- 123	Sustained	\$750.00

Findings of Fact & Conclusions of Law

Respondent CITYWIDE CONTAINER SERVICE CORP. appeared at a remote telephonic hearing on 2/19/2026 by Michael Sargo, Esq. of the Nacmias Law Firm.

Petitioner NYC Dept. of Transportation appeared by Insp. Keith White.

Respondent is charged with a violation of NYC Adm. Code 19-123 for having a refuse container in the parking lane without a Permit.

Insp. White submitted (4) photos into evidence to show the cited refuse container with Respondent's name on the outside.
(Petitioner's Exhibits 1-4)

Mr. Sargo moved to dismiss the Summons arguing that the Summons should have been issued to the general contractor who was responsible for the construction debris container.

Insp. White submitted evidence to show that the last Permit issued to a contractor was in 2021; that at the time this Summons was issued there was no contractor and no active Permit; and that Respondent is responsible for obtaining a Permit for its refuse container that was in the parking lane without a Permit on the day this Summons was issued.
(Petitioner's Exhibit 5)

I credit the allegations in the Summons and find Respondent in violation.

Accordingly, the Summons is sustained, and the approved penalty is imposed.



02/19/2026

02/19/2026

Jerilyn F. Rubin, Judicial Hearing Officer

Date