



**OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS**  
Hearings Division

**DECISION**

|                                                                                                       |                                                                                                                                                                                                                                                                                                        |
|-------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Michael Nacmias, Esq. - Nacmias Law Firm</b><br>592 Pacific Street 1st Floor<br>Brooklyn, NY 11217 | <b>Summons No: 048556928K et al. (1 Summons)</b><br><br><b>THE NEW YORK CITY DEPARTMENT OF<br/>SANITATION,</b><br><br><b>-against-</b><br><br><b>2331 GLEASON AVENUE LLC</b><br><br><b>Hearing Date: 01/07/2025</b><br><br><b>Hearing Location: Remote</b><br><br><b>Type of Hearing: By Telephone</b> |
|-------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                                              |
|----------------------------------------------|
| <b>Total Penalty Amount: \$50.00</b>         |
| <b>Community Service(Hr): Not Applicable</b> |

| SUMMONS #  | SUMMARY DISPOSITION | DATE OF OCCURRENCE | PLACE OF OCCURRENCE       |
|------------|---------------------|--------------------|---------------------------|
| 048556928K | Sustained           | 08/16/2024         | 2331 GLEASON AVENUE Bronx |

| LINE<br>ITEM | OATH<br>CODE | CODE<br>SECTION/RULE | RESULT    | PENALTY |
|--------------|--------------|----------------------|-----------|---------|
| 1            | AS06         | A.C. 16-118(2)(A)    | Sustained | \$50.00 |

**Findings of Fact & Conclusions of Law**

Respondent 2331 GLEASON AVENUE LLC appeared by Auth. Rep. MATTHEW WHITENING.

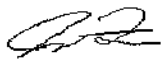
Petitioner did not appear.

On 8/16/24, at 2331 GLEASON AVENUE, Bronx, the issuing inspector issued this summons to Respondent, which alleged a violation of A.C. 16-118(2)(A).

Mr. Whitening moved to dismiss, arguing the debris spotted on the street did not originate from the named Respondent. Someone else dumped the debris on the street and that made its way onto the cited area.

Here, Respondent did not present a meritorious defense as Respondent is required to make reasonable efforts to keep the sidewalk and curbline in front of their property clean and no reasonable efforts defense was described.

I credit the sworn testimony of the I/O and find that Petitioner has proven its case by a preponderance of the evidence.  
Accordingly, the summons is SUSTAINED



01/07/2025

01/07/2025

Joseph Fan, Hearing Officer

Date