



# OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

## Decision

Michael Nacmias, Esq. - Nacmias Law Firm  
592 Pacific Street 1st Floor  
Brooklyn, NY 11217

Summons# : 035483160X et al. (2 summonses)

DEPT OF BUILDINGS,

-against-

2331 GLEASON AVENUE

Hearing Date : 3/14/2025

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 0.00

Community Service(Hr): Not Applicable

| SUMMONS #  | SUMMARY<br>DISPOSITION | DATE / REFERENCE | PLACE OF OCCURRENCE           |
|------------|------------------------|------------------|-------------------------------|
| 035483160X | Dismissed              | 07/14/2024       | 2331 GLEASON AVENUE,<br>Bronx |

| LINE ITEM | OATH CODE | CODE SECTION / RULE | RESULT    | PENALTY |
|-----------|-----------|---------------------|-----------|---------|
| 1         | B203      | AC 28-118.3.2       | Dismissed | 0.00    |

Total Penalty for Summons: 0.00

| SUMMONS #  | SUMMARY<br>DISPOSITION | DATE OF OCCURRENCE | PLACE OF OCCURRENCE           |
|------------|------------------------|--------------------|-------------------------------|
| 035483164N | Dismissed              | 07/14/2024         | 2331 GLEASON AVENUE,<br>Bronx |

| LINE ITEM | OATH CODE | CODE SECTION / RULE | RESULT    | PENALTY |
|-----------|-----------|---------------------|-----------|---------|
| 1         | B203      | AC 28-118.3.2       | Dismissed | 0.00    |

**Total Penalty for Summons: 0.00**

**Findings of Facts & Conclusions of Law**

Michael Sargo, Esq. appeared for Respondent and moved to dismiss both summonses, arguing that there was an eviction proceeding since June 7, 2023 and Respondent could not access the home to deal with anything. He submitted the Petitioner and a prior OATH decision ins support. Deanna Lamberti, Esq. appeared for Petitioner and had nothing else to submit. Motion granted.

I find that Respondent was not allowed into the property because of the eviction Petitioner and it was impossible for them to correct anything.

Although I am not dealing with the merits, if I did, I would find that the 2 summonses are duplicative.

Accordingly, both summonses are dismissed.

|                                                                                                       |            |
|-------------------------------------------------------------------------------------------------------|------------|
| <br><br>03/14/2025 | 03/14/2025 |
| Joan Silverman, Hearing Officer                                                                       | Date       |

