



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

**DECISION**

|                                                                                          |                                                                                                                                                                                                                                                                                |
|------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>JOSHUA SANTIS - NACMIAS LAW FIRM PLLC</b><br>592 PACIFIC STREET<br>Brooklyn, NY 11217 | <b>Summons No: 000850748Z et al. (1 Summons)</b><br><br><b>DEPT OF ENVIRONMENTAL PROTECTION,</b><br><br><b>-against-</b><br><br><b>PRO-TEK OF NY</b><br><br><b>Hearing Date: 06/30/2025</b><br><br><b>Hearing Location: Remote</b><br><br><b>Type of Hearing: By Telephone</b> |
|------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

Total Penalty Amount: **\$440.00**

Community Service(Hr): **Not Applicable**

| SUMMONS #  | SUMMARY DISPOSITION | DATE OF OCCURRENCE | PLACE OF OCCURRENCE    |
|------------|---------------------|--------------------|------------------------|
| 000850748Z | Sustained           | 12/14/2023         | 401 BROADWAY Manhattan |

| LINE ITEM | OATH CODE | CODE SECTION/RULE | RESULT    | PENALTY  |
|-----------|-----------|-------------------|-----------|----------|
| 1         | BA1E      | 24 -163           | Sustained | \$440.00 |

**Findings of Fact & Conclusions of Law**

Registered Representative Joshia Santis appeared on behalf of Respondent, PRO-TEK OF NY, at a hearing on June 30, 2025. Petitioner, Department of Environmental Protection, did not appear.

Respondent is charged with NYC Administrative Code Section 24-163.

Summons alleges that observed Respondent caused or permitted the idling of a motor vehicle while parked, standing, or stopped... 2nd offense.

Respondent denied the charge but offered no rebuttal

NYC Administrative Code Section 24-163 provides, in relevant parts, that no person shall cause or permit the engine of a motor vehicle to idle for longer than three minutes....

I credit the details of the summons. I find that the Respondent did not have a valid defense to the charge, nor did they contest the repeat charge. I find that the Respondent's vehicle was idle for longer than three minutes.

Accordingly, the Summons is sustained and the standard penalty of \$440 is imposed as a 2nd offense.

*Iyayi Uwa*

06/30/2025

06/30/2025

Iyayi Uwa, Hearing Officer

Date