



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

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592 Pacific Street 1st Floor
Brooklyn, NY 11217

Summons# : 000921762K et al. (1 summonses)

DEPT OF ENVIRONMENTAL PROTECTION,

-against-

PRO-TEK OF NEW YORK

Hearing Date : 9/18/2025

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 440.00

Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000921762K	Sustained	08/26/2024	37 WEST 28 STREET, Manhattan

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

Total Penalty for Summons: 440.00

Findings of Facts & Conclusions of Law

Petitioner appeared through Inspector Andy Guzman. Respondent appeared through authorized representative Nicole Brown.

Summons 000921762K charged a violation of Administrative Code 24-163, prohibiting the idling of a motor vehicle engine for longer than 3 minutes. A citizen observed a truck with NY license plate 83054MJ idling from 3:10:15 pm to 3:13:28 pm on 8/26/2024 at 37 West 28th Street.

This was charged as a second offense.

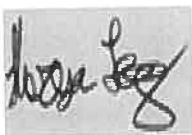
In support of the summons, Petitioner played a video that was viewed during the hearing, and submitted the summons with service (Exhibit 1), the citizen complaint (Exhibit 2), and photographs (Exhibit 3).

Respondent challenged this was a second offense.

Petitioner provided Exhibit 4, a screen shot showing the earlier violation went to hearing on 02/07/2025 and was found in violation. Respondent had no rebuttal to that exhibit.

I credit the issuing officer and Petitioner's evidence.

The summons is sustained as a second offense.

	09/18/2025
Theresa Leary, Hearing Officer	Date