



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

**DECISION**

|                                                                                                      |                                                                                                                                                                                                                                                                                          |
|------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>MABEL OGHOJA FOR - NACMIAS LAW FIRM PPLC</b><br>592 PACIFIC STREET - 1ST FL<br>BROOKLYN, NY 11217 | <b>Summons No: 000831818L et al. (1 Summons)</b><br><br><b>DEPT OF ENVIRONMENTAL PROTECTION,</b><br><br><b>-against-</b><br><br><b>EMPIRE STATE TOWING INC</b><br><br><b>Hearing Date: 02/03/2025</b><br><br><b>Hearing Location: Remote</b><br><br><b>Type of Hearing: By Telephone</b> |
|------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                                              |
|----------------------------------------------|
| <b>Total Penalty Amount: \$350.00</b>        |
| <b>Community Service(Hr): Not Applicable</b> |

| SUMMONS #  | SUMMARY DISPOSITION | DATE OF OCCURRENCE | PLACE OF OCCURRENCE              |
|------------|---------------------|--------------------|----------------------------------|
| 000831818L | Sustained           | 01/22/2024         | 904 COLUMBUS AVENUE<br>Manhattan |

| LINE<br>ITEM | OATH<br>CODE | CODE<br>SECTION/RULE | RESULT    | PENALTY  |
|--------------|--------------|----------------------|-----------|----------|
| 1            | BA51         | 24 -163              | Sustained | \$350.00 |

**Findings of Fact & Conclusions of Law**

Petitioner NYC Department of Environmental Protection appeared by Michael Grosso and respondent Empire State Towing Inc appeared by Mabel Oghojafor. The summons alleged a third or subsequent violation of NYC Administrative Code 24-163, observing respondent's motor vehicle idling in excess of three minutes.

Respondent, who had previously reviewed the evidence, denied but did not rebut the charge.

I credit petitioner's evidence and find it supports a violation of the cited section of law. The summons is sustained and a penalty of \$350.00 is assessed.

*Seth J. Cummins*

02/04/2025

02/04/2025

**Seth Cummins, Hearing Officer**

**Date**