



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

ILMA BABU - NACMIAS LAW FIRM PLLC 592 PACIFIC STREET NEW YORK,NY 11217	Summons No: 000929902J et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- EMPIRE STATE REPAIR INC Hearing Date: 11/21/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount:\$350.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000929902J	Sustained	10/24/2024	ON AMSTERDAM AVE BETWEEN W 72ND & w 73RD ST. Manhattan

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

Findings of Fact & Conclusions of Law

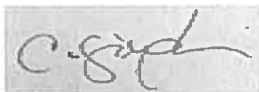
The hearing was conducted by telephone on November 21, 2025. Petitioner waived its appearance through Michael Grosso, Esq. via email. Respondent appeared through Ilma Babu, authorized representative.

Respondent was charged with a violation of AC 24-163 after the IO alleged Petitioner's records reflected a citizen-complainant's observation of the Respondent's truck idling for longer than three minutes while parked, standing or stopped.

Ms. Babu denied the charge on Respondent's behalf without rebuttal.

I credit the IO's sworn statement that Respondent's truck was observed idling for longer than three minutes while parked, standing or stopped and find this establishes Petitioner's prima facie case. I do not credit Respondent's general denial.

I therefore find Respondent in violation and impose the standard penalty.



11/25/2025

11/25/2025

Charles Simpkins, Judicial Hearing Officer

Date