



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Phoebe Dossett, Esq. - Nacmias Law Firm, PLLC 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 039529465N et al. (1 Summons) DEPT OF BUILDINGS, -against- GREENWOOD MONITORING LLC Hearing Date: 03/03/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$0.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
039529465N	Dismissed	06/10/2024	123 MESEROLE AVENUE Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	B1J4	BC 3301.11.1 and 2	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

GREENWOOD MONITORING LLC

039529465N

Respondent is charged with a Class 1 violation under BC 3301.11. 1 and 2.

Taylor Barje, Esq. appeared on behalf of Petitioner. Phoebe Dossett, Esq. appeared on behalf of Respondent.

Ms. Barje submitted photo evidence.

Ms. Dossett made a motion to dismiss the summons, arguing the site safety orientation was conducted, as shown in Petitioner's photo evidence. She said the section of law says workers must receive an orientation prior to commencing work, and there is an orientation log shown in the photos.

Ms. Barje argued the orientation logs shown in the photos are dated 6/9 and 6/7, while the date of occurrence is 6/10.

Ms. Dossett argued the issuing officer (IO) says the records were not provided, but they were. She also argued the site safety orientation is not a daily requirement.

Ms. Barje referenced BC 3321.2 and stated a daily log must be maintained.

Ms. Dossett argued that section is referencing daily logs regarding site safety training cards and not orientations. She said this summons is for site safety orientation, and the relevant requirements are delineated in BC 3301.11.1.

Ms. Barje stated the IO probably confused the site safety orientation requirements with the pre-shift safety meeting requirements, because that's what he sent in the evidence packet. She said she would amend the charge.

Ms. Dossett noted there already is a pre-shift meeting companion summons to this one. She also reiterated there is a site safety orientation dated 6/7, and this is not a daily requirement, so she is making a motion to dismiss this summons.

Ms. Barje offered nothing further.

I credit Ms. Dossett's argument and find the safety orientation is not a daily requirement, and Petitioner's evidence shows Respondent did hold the safety orientation meeting.

Therefore, the summons is DISMISSED.



03/07/2025

03/07/2025

Susan Brand, Hearing Officer

Date