



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

**DECISION**

|                                                                                                            |                                                                                                                                                                                                                                                                                 |
|------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Caroline Kane, Esq. - Nacmias Law Firm, PLLC</b><br>592 Pacific Street, 1st Floor<br>Brooklyn, NY 11217 | <b>Summons No: 0703716256 et al. (1 Summons)</b><br><br><b>DEPT OF TRANSPORTATION,</b><br><br><b>-against-</b><br><br><b>GREENWOOD MONITORING LLC</b><br><br><b>Hearing Date: 01/16/2025</b><br><br><b>Hearing Location: Remote</b><br><br><b>Type of Hearing: By Telephone</b> |
|------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                                              |
|----------------------------------------------|
| <b>Total Penalty Amount: \$750.00</b>        |
| <b>Community Service(Hr): Not Applicable</b> |

| SUMMONS #  | SUMMARY DISPOSITION | DATE OF OCCURRENCE | PLACE OF OCCURRENCE                                                  |
|------------|---------------------|--------------------|----------------------------------------------------------------------|
| 0703716256 | Sustained           | 10/10/2024         | 56 QUINCY STREET BETWEEN CLASSON AVENUE AND FRANKLIN AVENUE Brooklyn |

| LINE ITEM | OATH CODE | CODE SECTION/RULE | RESULT    | PENALTY  |
|-----------|-----------|-------------------|-----------|----------|
| 1         | AD09      | AC 19-121(A)      | Sustained | \$750.00 |

**Findings of Fact & Conclusions of Law**

Caroline Kane, Esq. appeared for Respondent Greenwood Monitoring LLC at a hearing. Representative Mr. Stewart appeared for the Petitioner.

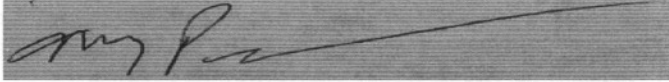
At TPO, the IO alleges Respondent violated AC 19-121(a) by placing materials on the roadway without a DOT permit.

Petitioner's representative submitted a notice from HIQA and 4 photos. Pet. Exh. A. Petitioner's representative stated that Respondent had placed a port-o-san on the sidewalk without a permit.

Respondent's counsel moved to amend the charge.

Petitioner's representative objected to the move to amend and stated that the proper charge is AC 19-121(a).

I credit Petitioner's case. I find that the evidence supports a prima facie case for the violation as alleged and Respondent has not provided a defense or rebutted Petitioner's charge. Accordingly, I find that the summons is sustained and the standard penalty is imposed for this violation.



01/21/2025

01/21/2025

Malik Pearson, Hearing Officer

Date