



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Andre Autz, Esq. - Nacmias Law 592 Pacific Street Brooklyn, NY 11217	Summons No: 039109048L et al. (1 Summons) DEPT OF BUILDINGS, -against- 144 FREEMAN STREET LLC Hearing Date: 12/10/2024 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$1,250.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
039109048L	Sustained	03/18/2024	144 FREEMAN STREET Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	B263	AC 28-204.4	Sustained	\$1,250.00

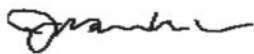
Findings of Fact & Conclusions of Law

Andre Autz, Esq., appeared on behalf of the named Respondent. Kimberly Manas, representative, appeared for Petitioner. Respondent is charged with a violation of §28-201.1 of the Administrative Code, Failure to comply with the Commissioners Order.

Respondent challenges the class 1 designation because the underlying summons was amended at the hearing to a class 2. Upon review of the underlying summons decision Petitioner agrees that it was amended to a class 2. Petitioner makes a motion to amend the instant summons to a violation of §28-204.4 a class 2 based on the foregoing. Respondent had no objection to the amendment. The motion to amend to a violation of §28-204.4 a class 2 is granted.

Respondent denies the violation with no rebuttal based on the amendment to a violation of §28-204.4 a class 2.

Respondent has failed to establish a valid defense. I credit the observations of the inspector and that the charges support a finding of a violation of the section cited as amended.



12/19/2024

12/19/2024

Jeanne Keefe, Hearing Officer

Date