



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Sargo, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 0218021349 et al. (1 Summons) Dietmar Detering -against- BLUE ANGEL Hearing Date: 02/10/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$50.00
Community Service(Hr): Not Applicable

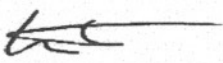
SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
0218021349	Sustained	09/04/2023	1156 Liberty Ave Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	AN95	24-244 (B)	Sustained	\$50.00

Findings of Fact & Conclusions of Law

Citizen complainant D. Detering appeared. Respondent appeared by M. Sargo. Petitioner charges Respondent with a violation of NYC AC 24-244(B). Mr. Detering submitted documents and video to support the charge (Pet Ex 1). Mr. Sargo submitted evidence from Respondent's Facebook page to show that the cited address for the store is incorrect (Resp Ex A). I do not find Respondent's evidence establishes a defense. In the video, the name of the store is visible in the window of the cited location, and I do not find that a different address provided by Respondent establishes that they were not doing business at the cited location on the cited date. Mr. Sargo also argued that, based on the date the summons was issued, any penalty imposed should be \$50, and Mr. Detering agreed. No further valid defense or evidence was presented. I credit the allegations in the summons and find Respondent was in violation on the cited date. This summons was issued prior to January 29, 2024. I

uphold the violation and impose a \$50 penalty.

	FEB 14 2025	02/14/2025
02/14/2025		
Kristina Ross, Hearing Officer		Date