



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

Michael Nacmias, Esq. - Nacmias Law Firm
592 Pacific Street 1st Floor
Brooklyn, NY 11217

Summons# : 039546140J et al. (1 summonses)

DEPT OF BUILDINGS,

-against-

BUILDERS JOSEPH AND SONS

Hearing Date : 1/23/2026

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 2,500.00

Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
039546140J	Sustained	10/18/2025	1262 EAST 7 STREET, Brooklyn

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	B2P7	Misc. BC—Chapter 33	Sustained	2,500.00

Total Penalty for Summons: 2,500.00

Findings of Facts & Conclusions of Law

On 10/18/25, Respondent Builders Joseph and Sons was issued a summons alleging a class 2 violation of BC section 3309.11 for failure to have tree protection for the tree at exposure #1 of the cited premises located at the above indicated place of occurrence. The first scheduled hearing date was 12/24/25.

On 1/23/26, the hearing was conducted by telephone. Respondent appeared by its attorney Frank Tamberino. Petitioner DOB appeared by representative **Gurtej Sahni**.

Mr. Sahni rested on the summons.

Mr. Tamberino denied the charge but submitted no evidence in rebuttal.

I credit the IO's sworn to statement of the Issuing Officer on the summons and find that Petitioner established a prima facie case for a class 2 violation of the cited section of law. I do not credit Respondent's denial and find that Respondent failed to submit any evidence in rebuttal. Accordingly, I sustain the summons and impose the mandatory penalty.



01/23/2026

01/23/2026

Didi Skaff, Judicial Hearing Officer

Date