



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: 039517527L et al. (1 Summons) DEPT OF BUILDINGS, -against- M BUILD BUILDERS INC Hearing Date: 10/07/2025 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
039517527L	Sustained	06/07/2023	2838 WEBB AVENUE Bronx

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	B2F7	BC3301.7(2014 CODE)	Sustained	\$1,250.00

Findings of Fact & Conclusions of Law

The hearing was conducted by telephone on Court Call on October 7, 2025. Petitioner was represented by Taylor Barje, Esq. Respondent was represented by Phoebe Dossett, Esq.

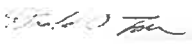
The summons charged a violation of 3301.12.1 of the Building Code, failure to name a competent person. Petitioner offered into evidence the complaint history and photographs taken by the inspector (Exhibit 1). Respondent offered into evidence an affidavit from its competent person (Exhibit A).

Respondent noted that the competent person was the person named as having been served in the affidavit of service.

Petitioner, after reviewing the evidence, moved to amend the summons to charge a violation of BC 3301.7, failure to maintain required documents on site, as more nearly conforming to the proof and the details provided in the summons. Respondent did not oppose the motion. The motion to amend is granted.

Respondent did not rebut the allegations in the summons as amended.

I credit the summons as amended. The summons is sustained.

	
10/07/2025	10/07/2025
Donald Lash, Hearing Officer	Date