



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

DECISION

Michael Nacmias, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 000875015M et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- ALLWAYS FRESH INC Hearing Date: 11/19/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$350.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000875015M	Sustained	06/17/2024	327 80th St. Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA51	24 -163	Sustained	\$350.00

Findings of Fact & Conclusions of Law

Leah Smith appeared for Petitioner and showed a short video with screen shots taken from it and a redacted idling complaint . After viewing the evidence, Ilma Babu, authorized representative appearing for Respondent, denied the violation but had no evidence to submit in rebuttal.

Accordingly, the summons is sustained.



11/19/2025

11/19/2025

Joan Silverman, Judicial Hearing Officer

Date