



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: 0219034072 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- OMAR CHAVEZ RODRIGUEZ Hearing Date: 07/10/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$0.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
0219034072	Dismissed	05/20/2025	I/O MacDonough and Malcolm x Blvd Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	ADQ2	19-176 .2(B)	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

Respondent received an NYPD summons for a violation of Section 19-176(2b) of the New York City Administrative Code. In the summons, the issuing officer (IO) stated that on May 20, 2025 at 10:15 PM, "defendant was observed operating motor vehicle/moped without plates" at the intersection of MacDonough and Malcolm X Boulevard.

In a phone in hearing, Mr. Michael Nacmias, attorney for Respondent, appeared. He made two motions - one on defective service as the affidavit of service is blank and one on the merits as the summons fails to provide sufficient details related to the violation.

Here, I find that service is defective as the affidavit of service is blank. As such, based on the foregoing, I dismiss the violation.

	
07/10/2025	07/10/2025
Lori Costello, Hearing Officer	Date