



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

NORA BROWN - NACMIAS LAW FIRM PLLC 592 PACIFIC STREET BROOKLYN, NY 11217	Summons# : 049388096N et al. (1 summonses) THE NEW YORK CITY DEPARTMENT OF SANITATION, -against- LY INC EXPRESS LUMBER & PLUMBING SUPP Hearing Date : 1/29/2026 Hearing Location : Remote Type of Hearing : By Telephone
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Total Penalty Amount :	0.00	Community Service(Hr):	Not Applicable
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SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
049388096N	Dismissed	10/31/2025	6017 13TH AVENUE, Brooklyn

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	AS5I	16-118 (2)(A)	Dismissed	0.00

Total Penalty for Summons: 0.00

Findings of Facts & Conclusions of Law

Petitioner, the DSNY, was not represented at the hearing. Respondent appeared by Nora Brown, an authorized representative, via telephone.

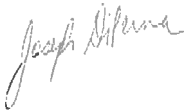
On October 31, 2025, Respondent was charged with a violation of NYC Admin. Code 16-118(2)(a) for a failure to clean 18 inches into the street.

Ms. Brown stated that the Respondent is seeking dismissal of the violation as duplicative of Summons 049388094J, which Respondent admitted to at a hearing on 01/29/26. She also noted that the Respondent has a corner building; that one side of the building is 1301 60TH Street; that Respondent was issued Summons 049388093H for that side of the building; that Respondent pleaded guilty for that Summons. The undersigned held that hearing and did uphold that Summons.

Additionally, Ms. Brown stated that the Respondent also received a Summons (noted above) ending in 94J for the other side of the building at address - 6011 13th Avenue; that Respondent admitted to that one at a hearing. The undersigned held that hearing and upheld that Summons also.

Ms. Brown further argued that Respondent received the instant Summons for 6017 13th Avenue; that that address is part of a range address for the 13th Avenue side of the building; that the Range address is 6011 13th Avenue to 6021 13th Avenue; that the building has one block and one lot number; that the block is 5712 and the lot is 57; that Respondent admitted to the violation ending in 94J (Written for the 13th Avenue side of the building); and that the instant Summons is duplicative of Summons ending in 94J, and therefore is duplicative and should be dismissed.

I find that the Respondent raised a valid defense. At the hearing the Undersigned took judicial notice of NYC Building records and NYC tax records indicting that the cited building is a range address on 13th Avenue and that the cited building has one block number and one lot number. I find that the instant Summons is duplicative of Summons 049388094J, which was sustained after a hearing held on 01/29/26. Accordingly, the Summons is dismissed.

 02/02/2026	02/02/2026
Joseph Diperna, Judicial Hearing Officer	Date