



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Chia-Han Lin - Nacmias Law Firm, PLLC 592 Pacific Street New York, NY 11217	Summons No: 000823137X et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE TRUCK LEASING CO LP Hearing Date: 12/03/2024 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$440.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000823137X	Sustained	10/04/2023	ON E 13TH ST BETWEEN AVE A AND A Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1E	24 -163	Sustained	\$440.00

Findings of Fact & Conclusions of Law

A telephonic hearing was held on December 3, 2024.

Respondent was charged for causing or permitted the idling of motor vehicle with IN license plate #2995793 for longer than three minutes from 10/4/2023 on E 13th Street between Ave A and Ave B. The violation was listed as a second offense.

Respondent was represented by Chia-Han Lin who denied the violation without presenting a rebuttal.

Petitioner was represented by Micheal Grosso.

Here, I credit the summons and find that the same is sufficient to establish the charged violation. I find that credible contrary evidence or a valid legal defense was not presented. Accordingly, the summons is SUSTAINED.



12/09/2024

12/09/2024

Simone Archer, Hearing Officer

Date