



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: 000823220R et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE TRUCK LEASING CORPORATION Hearing Date: 12/03/2024 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: **\$600.00**

Community Service(Hr): **Not Applicable**

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000823220R	Sustained	08/24/2023	108 5 AVENUE Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1F	24 -163	Sustained	\$600.00

Findings of Fact & Conclusions of Law

A telephonic hearing was held on December 3, 2024.

Respondent was charged with a violation of Administrative Code section 24-163 for causing or permitting the idling of vehicle with NJ license plate XFGR19 for longer than 3 minutes at 108 5th Avenue. This is listed as the third violation based on prior violations 00736410M and 00736948Y.

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

Petitioner was represented by Mr. 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.



12/03/2024

12/03/2024

Simone Archer, Hearing Officer

Date