



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: 000727800N et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- ALTICE USA INC Hearing Date: 02/04/2025 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
000727800N	Sustained	07/21/2022	Henry Street and Montagueb Street Brooklyn

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

Findings of Fact & Conclusions of Law

The hearing was conducted via telephone conference call on February 4, 2025.

Respondent ALTICE USA INC was represented by Lance Chebin.

Senior Insp. Dantney Parks appeared on behalf of petitioner DEP.

The summons charges: 24 -163 - IDLING OF MOTOR VEHICLE ENGINE MORE THAN THREE MINUTES 1st OFF

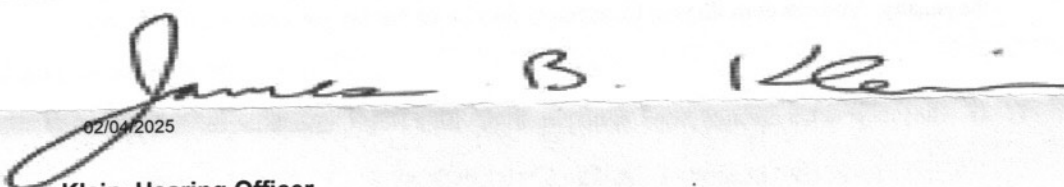
Petitioner stated that they stand on the summons and citizen complaint as written. Further, petitioner submitted a video, documents, and photos as evidence of the facts of the violation.

Respondent reviewed the evidence presented by petitioner including the video. Respondent argues that it is the wrong party named in that the vehicle says "Thunderbolt" and not "Altice USA."

Petitioner submitted DMV records to show that the vehicle is registered to Altice USA.

I credit that the summons makes out a valid charge and that the totality of the evidence establish the facts of the charge. I also credit that the respondent did not establish a valid defense in that the petitioner's records show that the Altice USA is the proper respondent.

The summons is sustained as a first offense.

	
02/04/2025	02/04/2025
James Klein, Hearing Officer	Date