



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

LANCE CHEBIN - NACMIAS LAW FIRM 592 PACIFIC STREET Brooklyn, NY 11217	Summons No: 000818536R et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE TRUCK LEASING CORPORATION Hearing Date: 05/22/2025 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
000818536R	Dismissed	08/31/2023	430 EAST 14 STREET Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1I	24-163 (F)	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

Auth. Rep. Lance Chebin appeared for Respondent PENSKE TRUCK LEASING CORPORATION
DEP Rep. John McLaughlin appeared for Petitioner.

On 8/31/23, 430 EAST 14 STREET, Manhattan, the issuing officer charged Respondent with a violation of 24 -163 (F).
Mr. McLaughlin submitted into the record P1 – copy of the summons, redacted idling complaint form, 2 photographs identifying the cited vehicle, and a video of the cited idling, which was summarized into the record and reviewed by the Court.
Mr. Chebin argued there was no evidence of any easily identifiable school.
Here, upon review of the video evidence, it does not support the violation as there is no school identified nor did Petitioner submit any evidence to show the cited vehicle was idling next to a school.

Accordingly, I find that Respondent is in not violation of the charge and the summons is DISMISSED.

	05/28/2025
05/28/2025	05/28/2025
Joseph Fan, Hearing Officer	Date