



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Chia Han Lin, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 000818432M et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- HUGH O'KANE ELECTRIC COMPANY Hearing Date: 10/30/2024 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
000818432M	Sustained	11/03/2023	558 LEXINGTON AVENUE Manhattan

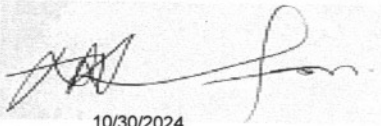
LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1F	24 -163	Sustained	\$600.00

Findings of Fact & Conclusions of Law

Petitioner appeared by DEP representative, Antwan Gibbs. Respondent, HUGH O'KANE ELECTRIC COMPANY appeared by its authorized representative, Chia Han Lin, to answer a charge of causing or permitting the idling of a motor vehicle for over 3 minutes while parked, standing or stopped. The violation is charged as a third offense. The prior summonses are 000783029P and 000759228H.

Mr. Lin stated that, while Respondent denied the violation, Respondent could not rebut the facts alleged in the summons. Mr. Lin did not dispute or challenge the violation being charged as a third offense.

I find that the violating condition existed on the day in question in that Respondent caused or permitted the idling of a motor vehicle for over 3 minutes while parked, standing or stopped. Therefore, the summons is SUSTAINED as a third offense and the third offense penalty is imposed.



10/30/2024

10/30/2024

Akinwale Akinrefon, Hearing Officer

Date