



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

LANCE CHEBIN - NACMIAS LAW FIRM
592 PACIFIC STREET
BROOKLYN, NY 11217

Summons# : 000822759X et al. (1 summonses)

DEPT OF ENVIRONMENTAL PROTECTION,

-against-

PENSKE TRUCK LEASING CORPORATION

Hearing Date : 12/2/2024

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 600.00

Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000822759X	Sustained	11/21/2023	43-09 48 AVENUE, Queens

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

Total Penalty for Summons: 600.00

Findings of Facts & Conclusions of Law

Lance Chebin, authorized representative, appeared to represent Respondent Bluetriton Brands Inc. at the hearing. Inspector Leah Smith appeared for Petitioner.

On 11/21/23 at 8:23am, the Respondent was observed causing or permitting the idling of a motor vehicle while parked, standing or stopped – 3rd offense.

Inspector Smith stood by the summons and evidence presented to Respondent.

Respondent's representative stated that the video had been reviewed prior to the hearing. Respondent's representative then offered a denial but no rebuttable.

I credit Petitioner's submissions. I find Respondent's vehicle was idling for more than 3 minutes and Respondent did not present a legal defense to the violation. Accordingly, the violation is sustained with the standard penalty as a 3rd offender imposed.



12/02/2024

12/02/2024

Malik Pearson, Hearing Officer

Date