



# OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

## Decision

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

Summons# : 000831020M et al. (1 summonses)

DEPT OF ENVIRONMENTAL PROTECTION,

-against-

Penske Truck Leasing Corporation

Hearing Date : 2/3/2025

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 350.00

Community Service(Hr): Not Applicable

| SUMMONS #  | SUMMARY DISPOSITION | DATE OF OCCURRENCE | PLACE OF OCCURRENCE                       |
|------------|---------------------|--------------------|-------------------------------------------|
| 000831020M | Sustained           | 01/18/2024         | ON W 30TH ST BETWEEN 6TH AVE AND 7TH AVE. |

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

Total Penalty for Summons: 350.00

### Findings of Facts & Conclusions of Law

Petitioner, NYC DEP, appeared by Dorson. Respondent, Penske Truck Leasing Corporation, appeared by Chabin. The first hearing date was scheduled for December 2, 2024 and adjourned to February 3, 2025, today's hearing date. This summons is sustained and the standard penalty imposed.

Respondent is charged under NYC Administrative Code Section 24-163 in that Respondent was idling a motor vehicle engine for more than 3 minutes.

Respondent denied the charge but provided no rebuttals. I find that the violating conditions existed at time of issuance, and that Respondent has not established a valid defense. This summons is sustained and the standard penalty imposed.

|                                                                                   |            |
|-----------------------------------------------------------------------------------|------------|
|  |            |
| 02/03/2025                                                                        | 02/03/2025 |
| Marcelo Martinez, Hearing Officer                                                 | Date       |

