



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

Chia-Han Lin - Nacmias Law Firm, PLLC
592 Pacific Street
New York, NY 11217

Summons# : 000823876J et al. (6 summonses)

DEPT OF ENVIRONMENTAL PROTECTION,

-against-

ON PENSKE TRUCK LEASING CORPORATI

Hearing Date : 12/10/2024

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 2,350.00

Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000823876J	Sustained	12/12/2023	W 48TH ST, Manhattan

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

Total Penalty for Summons: 600.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000823891H	Sustained	11/29/2023	45-11 40 STREET, Queens

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

Total Penalty for Summons: 350.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000823897Z	Sustained	12/12/2023	317 MYRTLE AVENUE, Brooklyn

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

Total Penalty for Summons: 350.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000823986K	Sustained	12/14/2023	CLINTON AVE , Brooklyn

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

Total Penalty for Summons: 350.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000824093H	Sustained	12/05/2023	2675 MORGANTOWN ROAD , Manhattan

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

Total Penalty for Summons: 350.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000824100R	Sustained	12/05/2023	32 HAYES STREET, Manhattan

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

This hearing was conducted by court call on December 10, 2024, Respondent, PENSKE TRUCK LEASING CORPORATION appeared at the hearing by authorized representative Chia-Han (Alfred) Lin. Michael Grosso appeared on behalf of DEP. The hearing consisted of six Summonses.

Five Summons charges AC 24-163, idling of a motor vehicle engine for longer than three minutes as first offense.

One Summons charges AC 24-163, idling of a motor vehicle engine for longer than three minutes as a third offense citing two prior Summonses.

For all six Summonses Respondent entered a denial with no rebuttal evidence.

I credit the summons details for all six Summonses and find petitioner has established a prima facie case for the six summonses. Accordingly, the six Summonses are sustained.

 12/11/2024	12/11/2024
William Ross, Hearing Officer	Date

