



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Nacmias, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 000828901P et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- HUGH OKANE ELECTRIC CO INC Hearing Date: 01/16/2025 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
000828901P	Sustained	10/16/2023	INT. OF EAST 62ND ST. & 5th AVE. Manhattan

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

Findings of Fact & Conclusions of Law

This Hearing was held via Court Call on January 16, 2025.

Respondent Hugh Okane Electric Co. Inc. was represented by Michael Sargo, Esq. from the law office of Michael Nacmias.

Petitioner NYC DEP appeared by Mr. John McLaughlin.

Respondent is charged with a violation of NYC Adm. Code 24-163: idling of a motor vehicle for more than 3 minutes-3rd or subsequent offense. Summons #000828901P was issued on 10/16/23 for an occurrence at the intersection of E. 62nd St and

5th Ave., New York, NY involving Respondent truck with NY License Plate #27262MM (1:14:26-1:18:07 PM). 2 prior violations were noted on the current summons.

Following some discussions, Mr. McLaughlin stated he was relying on the summons and Mr. Sargo stated he was denying the charge with no rebuttal.

Based on the above, I find that Respondent has not provided any sufficient defenses to refute the charge.

I credit Petitioner.

The Summons is sustained and the standard penalty is imposed for a 3rd or subsequent offense.

Caryn S. Gartenberg

01/23/2025

01/23/2025

Caryn Gartenberg, Hearing Officer

Date