



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

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

Summons# : 000836715L et al. (1 summonses)

DEPT OF ENVIRONMENTAL PROTECTION,

-against-

Penske Truck Rental

Hearing Date : 3/3/2025

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
000836715L	Sustained	01/25/2024	112 East 86th Street, Manhattan

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

Petitioner, NYC DEP, did not appear. Respondent, Penske Truck Rental, appeared by Chebin. The first hearing date was scheduled for March 3, 2025, today's hearing date. This summons is sustained and the third 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. Petitioner is prosecuting this charge as a third violation.

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



03/03/2025

03/03/2025

Marcelo Martinez, Hearing Officer

Date

