



**OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS**  
*Hearings Division*

**DECISION**

|                                                                                      |                                                                                                                                                                                                                                                                                      |
|--------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>NORA BROWN - NACMIAS LAW FIRM PLLC</b><br>592 PACIFIC STREET<br>NEW YORK,NY 11217 | <b>Summons No: 000879259R et al. (1 Summons)</b><br><br><b>DEPT OF ENVIRONMENTAL PROTECTION,</b><br><br><b>-against-</b><br><br><b>DHL EXPRESS USA INC</b><br><br><b>Hearing Date: 10/15/2025</b><br><br><b>Hearing Location: Remote</b><br><br><b>Type of Hearing: By Telephone</b> |
|--------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

**Total Penalty Amount:\$350.00**

**Community Service(Hr): Not Applicable**

| <b>SUMMONS #</b> | <b>SUMMARY DISPOSITION</b> | <b>DATE OF OCCURRENCE</b> | <b>PLACE OF OCCURRENCE</b>                      |
|------------------|----------------------------|---------------------------|-------------------------------------------------|
| 000879259R       | Sustained                  | 03/19/2024                | ON WEST 39TH<br>STREETBETWEEN BROA<br>Manhattan |

| <b>LINE<br/>ITEM</b> | <b>OATH<br/>CODE</b> | <b>CODE<br/>SECTION/RULE</b> | <b>RESULT</b> | <b>PENALTY</b> |
|----------------------|----------------------|------------------------------|---------------|----------------|
| 1                    | BA51                 | 24 -163                      | Sustained     | \$350.00       |

**Findings of Fact & Conclusions of Law**

The hearing was held on October 15, 2025. John Mclaughlin appeared on behalf of Petitioner DEP. Nora Brown appeared on behalf of Respondent. The summons charges a violation of 24 -163 idling longer than 3 minutes.

Petitioner relies on the face of the summons. Respondent denies the violation with no rebuttal. I do not credit Respondent's general denial.

Therefore, summons sustained.

*Eric Howard*

10/15/2025

10/15/2025

Eric Howard, Hearing Officer

Date