



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

LANCE CHEBIN - NACMIAS LAW FIRM 592 PACIFIC STREET NEW YORK,NY 11217	Summons No: 000846563K et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- BLUETRITON BRANDS INC. Hearing Date: 05/08/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: **\$350.00**

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

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000846563K	Sustained	12/15/2023	On MacDougal Street btw West 3rd & Bleecker Streets Manhattan

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

Findings of Fact & Conclusions of Law

The summons is sustained.

The Respondent, BLUETRITON BRANDS INC., appeared its authorized representative, Lance Chebin, Nacmias Law Firm. The Petitioner, NYC DEPARTMENT OF ENVIRONMENTAL PROTECTION, waived its appearance.

The summons alleges a violation of NYC Air Pollution Control Code Section 24-163, Idling of a Motor Vehicle engine over three (3) minutes as a first offense. The Issuing Officer specially alleges in the violation details of the sworn summons that a citizen-complainant observed Respondent's truck on MacDougal Street between West 3rd & Bleecker Streets in Manhattan.

Respondent's representative stated that upon review of Petitioner's evidence received through discovery, Respondent denied the existence of the violating condition but did not produce any evidence or assert any affirmative defenses to the charge in the summons.

I find on the Petitioner's credible case that the violating condition described in the summons existed and the standard penalty is imposed.

The summons is sustained.

<i>Jamin R. Sewell</i>	
05/08/2025	05/08/2025
Jamin Sewell, Hearing Officer	Date