



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Sargo, Esq. 592 Pacific Street Brooklyn, NY 11217	Summons No: 000856467J et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- UNFI TRANSPORT LLC Hearing Date: 09/23/2025 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
000856467J	Sustained	04/12/2024	194 Court St. Brooklyn

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

Findings of Fact & Conclusions of Law

Micheal Sargo, Esq. appeared on behalf of Respondent Unfi Transport LLC.

Inspector Leah Smith appeared on behalf of Petitioner Dept. of Environmental Protection.

Petitioner charges AC 24-163. Petitioner alleges the respondent caused or permitted the idling of a motor vehicle while parked, standing or stopped. According to DEP records, a citizen observed a truck, IN license plate no. 3526458 idling for more than 3 minutes. 1st offense.

Inspector Smith produced photographs, redacted idling complaint and a video in support.

Mr. Sargo states respondent denies the allegation with no rebuttal.

I do not credit respondent's denial. I credit petitioner's evidence and find respondent in violation.

Accordingly, this summons is sustained and a standard violation penalty of \$350.00 is imposed.

Deborah Mbabazi

09/26/2025

09/26/2025

Deborah Mbabazi, Hearing Officer

Date