



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

**DECISION**

|                                                                                          |                                                                                                                                                                                                                                                                                        |
|------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>JOSHUA SANTIS - NACMIAS LAW FIRM PLLC</b><br>592 PACIFIC STREET<br>NEW YORK, NY 11217 | <b>Summons No: 000858636K et al. (1 Summons)</b><br><br><b>DEPT OF ENVIRONMENTAL PROTECTION,</b><br><br><b>-against-</b><br><br><b>BLUETRITON BRANDS INC</b><br><br><b>Hearing Date: 07/01/2025</b><br><br><b>Hearing Location: Remote</b><br><br><b>Type of Hearing: By Telephone</b> |
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|                                              |
|----------------------------------------------|
| <b>Total Penalty Amount: \$350.00</b>        |
| <b>Community Service(Hr): Not Applicable</b> |

| <b>SUMMONS #</b> | <b>SUMMARY DISPOSITION</b> | <b>DATE OF OCCURRENCE</b> | <b>PLACE OF OCCURRENCE</b>                           |
|------------------|----------------------------|---------------------------|------------------------------------------------------|
| 000858636K       | Sustained                  | 04/15/2024                | On Madison Ave between 39th St and 40th St Manhattan |

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

**Findings of Fact & Conclusions of Law**

On July 1, 2025, Joshua Santis, a registered representative, appeared on behalf of Respondent, Bluetriton Brands, Inc., for a remote hearing by telephone. Petitioner did not appear, relying on the Issuing Officer's affirmed statements in the summons.

Respondent was charged with violation of §24-163 of the Administrative Code of the City of New York for idling of motor vehicle engine for more than three minutes.

The Issuing Officer affirmed in the summons that on April 15, 2024, "Respondent caused or permitted the idling of a motor vehicle while parked, standing or stopped. As per DEP records, citizen observed TRUCK with NY license plate # 32722MM

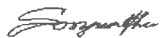
idling for longer than three minutes from 4/15/2024 7:16:52 AM to 4/15/2024 7:20:12 AM at on Madison Ave between 39th St and 40th St."

Respondent's representative denied the charge without rebuttal.

I credit the Issuing Officer's statements in the summons, which establish that the vehicle's engine had been idling for longer than three minutes in violation of Code § 24-163. Respondent submitted no credible evidence to refute the charge.

Based upon the foregoing hereinabove, the preponderance of the evidence establishes that the vehicle's engine had been idling impermissibly for more than three minutes, and I impose a standard penalty of \$350.00.

Wherefore, the summons is hereby sustained accordingly.



07/11/2025

07/11/2025

Sooyung Lee, Hearing Officer

Date