



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

LANCE CHEBIN - NACMIAS LAW FIRM 592 PACIFIC STREET NEW YORK, NY 11217	Summons No: 000865597M et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE TRUCK RENTAL Hearing Date: 05/12/2025 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
000865597M	Sustained	10/24/2023	358 WILSON Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1I	24-163 (F)	Sustained	\$350.00

Findings of Fact & Conclusions of Law

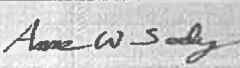
Leah Smith appeared for the petitioner. Lance Chebin appeared for the respondent.

On the date and at the location indicated on the summons, the officer states that according to DEP records a citizen observed that the subject motor vehicle, which belonged to the respondent, idled for more longer than one minute while it was parked, standing, or stopped, adjacent to a school, J.H.S. 291. I credit these observations.

Ms. Smith submitted photographs, video, idling complaint and proof of service (Pet). I credit this evidence.

Mr. Chebin denied the allegations without rebuttal.

I find that the conditions were as described in the summons. The credited findings establish a violation of the cited code section. Accordingly, the violation is sustained, and the above fine is imposed.

	
05/19/2025	05/19/2025
Anne Seely, Hearing Officer	Date