



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Nacmias, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 0203217062 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- MOHAMMED H SHAIKH Hearing Date: 06/20/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$0.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
0203217062	Dismissed	05/01/2025	250-20 Hillside Avenue Queens

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	AD6L	AC 19-190(B)	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

Respondent received an NYPD summons for a violation of Section 19-190(b) of the New York City Administrative Code for failure to yield. In the summons, the issuing officer (IO) stated that on May 1, 2025 at 2120 PM, "right of way failure to yield , physical injury. Motorist trav w/b on Hillside struck pedestrian with walk signal/crossing street" at 250-20 Hillside Avenue.

In a phone in hearing, Mr. Michael Nacmias, attorney for Respondent, appeared. He made two motions to dismiss. The first was on service as the affidavit of service is blank and as such, there is no jurisdiction over the Respondent. The second motion was on the merits as Mr. Nacmias stated that the summons failed to establish a prima facie case in that there is no allegation of physical injury.

Here, I grant Mr. Nacmias' motions to dismiss. The affidavit of service is blank and as such, service is deemed defective . Further, the summons does not set forth a prima facie case as there is no allegation of physical injury as required . Therefore,based on the foregoing, I dismiss the violation.

	
06/20/2025	06/20/2025
Lori Costello, Hearing Officer	Date