



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

LANCE CHEBIN - NACMIAS LAW FIRM 592 PACIFIC STREET NEW YORK, NY 11217	Summons No: 000844829J et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE TRUCK LEASING CO LP Hearing Date: 05/27/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$440.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000844829J	Sustained	01/19/2024	Bridge Street between Willoughby St and Fulton St Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1E	24 -163	Sustained	\$440.00

Findings of Fact & Conclusions of Law

This hearing was conducted via court call on May 27, 2025.

Lance Chebin appeared on behalf of PENSKE TRUCK LEASING CO LP. Petitioner DEP appeared by Inspector Monica Dorson.

The summons charges a violation of NYC AC 24-163 idling of a motor vehicle engine for more three minutes as second offense.

In support of the Summons Ms. Dorson provided proof of service; a redacted idling compliant; a photo of the vehicle license plate; a photograph of the side of the truck; a screen shot of the prior violation showing a finding of "in violation" and a video in support of the alleged violation.

Respondent entered a denial with no rebuttal evidence provided.

I credit the facts contained in the summons and evidence provided. I find a prima facie violation of the charged section of law has been established.

Accordingly, the summons is sustained and the second offense penalty imposed.

 05/30/2025	05/30/2025
William Ross, Hearing Officer	Date