



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

**DECISION**

|                                                                                    |                                                                                                                                                                                                                                                                                                    |
|------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>LANCE CHEBIN - NACMIAS LAW FIRM</b><br>592 PACIFIC STREET<br>Brooklyn, NY 11217 | <b>Summons No: 000906712R et al. (1 Summons)</b><br><br><b>DEPT OF ENVIRONMENTAL PROTECTION,</b><br><br><b>-against-</b><br><br><b>PENSKE LEASING AND RENTAL COMPANY</b><br><br><b>Hearing Date: 05/22/2025</b><br><br><b>Hearing Location: Remote</b><br><br><b>Type of Hearing: By Telephone</b> |
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**Total Penalty Amount: \$350.00**

**Community Service(Hr): Not Applicable**

| <b>SUMMONS #</b> | <b>SUMMARY DISPOSITION</b> | <b>DATE OF OCCURRENCE</b> | <b>PLACE OF OCCURRENCE</b>                     |
|------------------|----------------------------|---------------------------|------------------------------------------------|
| 000906712R       | Sustained                  | 12/16/2024                | ON E 14TH ST BETWEEN AVE B AND AVE C 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**

Auth. Rep. Lance Chebin appeared for Respondent PENSKE LEASING AND RENTAL COMPANY.

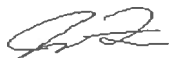
DEP Rep. John McLaughlin appeared for Petitioner.

On 12/16/24, ON E 14TH ST BETWEEN AVE B AND AVE C, NEW YORK, the issuing officer charged Respondent with a violation of 24 -163.

Mr. Chebin denied the summons without presenting any rebuttal.

I find that the conditions were as cited at the time of occurrence. I credit the citizen/inspector's observations. Petitioner has proven this violation a preponderance of the evidence.

Accordingly, I find that Respondent is in violation of the charge and the summons is SUSTAINED.



05/22/2025

05/22/2025

Joseph Fan, Hearing Officer

Date