



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

Decision

LANCE CHEBIN - NACMIAS LAW FIRM 592 PACIFIC STREET Brooklyn, NY 11217	Summons# : 000870386Z et al. (2 summonses) DEPT OF ENVIRONMENTAL PROTECTION, -against- ON PENSKE TRUCK LEASING CORPORATI Hearing Date : 6/3/2025 Hearing Location : Remote Type of Hearing : By Telephone
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Total Penalty Amount : 700.00	Community Service(Hr): Not Applicable
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SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000870386Z	Sustained	12/06/2023	269 Seventh Avenue, Brooklyn

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BA51	24 -163	Sustained	350.00

Total Penalty for Summons: 350.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000870392P	Sustained	02/07/2024	22 E 17th Street, Manhattan

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BA51	24 -163	Sustained	350.00

Total Penalty for Summons: 350.00

Findings of Facts & Conclusions of Law

A telephonic hearing was held on June 3, 2025.

Respondent was charged as follows:

Under summons 000870386Z, idling of motor vehicle with IN license plate #2850003 on 12/06/2023 at 269 Seventh Avenue for more than three minutes as a first offense.

Under summons 000870392P, idling of motor vehicle with IN license plate #3143105 on 02/07/2024 22 E 17th Street for more than three minutes as a first offense.

There was no appearance on behalf of Petitioner.

Respondent was represented by Lance Chebin who denied the violations without presenting any evidence.

Here, I credit the summonses and find that the same establish prima facie cases. I find that credible contrary evidence or valid legal defenses were not presented. Accordingly, the summonses are SUSTAINED.

		06/13/2025
06/13/2025		
Simone Archer, Hearing Officer		Date

IF YOU ARE FOUND IN VIOLATION, AND ARE NOT ELIGIBLE OR DO NOT CHOOSE COMMUNITY SERVICE, YOU MUST PAY THE PENALTY WITHIN 30 DAYS OF THE DECISION DATE OR 35 DAYS IF MAILED.

- To pay by mail, send a check or money order to the Dept. of Finance Commissioner, P.O. Box 2307, Peck Slip Station, New York, NY 10272. The check or money order should be made out to "Finance Commissioner, City of New York." Write the summons number on the check or money order.
- To pay in person, bring a check, money order or credit card and this decision to any OATH Hearings Division location between 8:30 a.m. to 4:30 p.m.
- To pay online using a credit or debit card, go to www.nyc.gov/citypay/oath

If you do not pay the penalty, the City may: (1) file papers with the Civil Court ("docket a judgment"), (2) charge you a late fee, and (3) continue attempts to collect the debt.

CAN I DO COMMUNITY SERVICE?

If your summons is for the type of offense that gives you a Community Service option you can choose to complete Community Service instead of paying a penalty. Your decision will give you that option. You have to complete your Community Service by the deadline in the decision or else you will end up owing the penalty. You can even do your Community Service on the day you receive your decision.

COMPLETION OF COMMUNITY SERVICE

The Help Center will arrange for you to complete your Community Service. The Help Center is run by the Ombudsperson/*Pro Se* Clerk at OATH and is located at each Hearing Division in all five boroughs. To schedule your Community Service, call, email or visit a Help Center location.

How to Contact the Help Center to Schedule Community Service:

Manhattan: (212) 436-0845 CSmanhattan@oath.nyc.gov
Brooklyn: (718) 923-6216 CSbrooklyn@oath.nyc.gov
Queens: (718) 393-6044 CSqueens@oath.nyc.gov
Bronx: (718) 503-5565 CSbronx@oath.nyc.gov
Staten Island: (718) 876-2314 CSstatenisland@oath.nyc.gov

If you complete your Community Service by the deadline in the decision, you will receive a Certificate of Completion and will not have to pay a penalty. If you need an extension to complete your Community Service, please contact the Help Center.

If you do not complete your Community Service by the deadline, you will have to pay the penalty.

NON-DISCLOSURE FOR SUMMONSES ELIGIBLE FOR COMMUNITY SERVICE

If you either completed the Community Service or paid the penalty, OATH will remove your identifying information from public records related to your case.

If you do not complete the Community Service or pay the penalty, your identifying information may remain on public records related to your case.

IF YOU DISAGREE WITH THE DECISION, YOU MAY APPEAL IT

To submit your appeal, you **MUST** use OATH's online or mail-in appeal forms available on OATH's website at www.nyc.gov/oath/appeal. Instructions for filing an appeal may be found on the form and OATH's website.

Your appeal **MUST** be received by the OATH Hearings Division **within 30 days** of the decision date, or 35 days if the decision was mailed to you.

To appeal you **may need** to pay the full penalty stated in this decision.

- If you cannot pay because of financial hardship, you may ask to not pre-pay by submitting with your appeal a Financial Hardship Application, available on OATH's website.
- If you are eligible and choose to perform Community Service instead of paying the penalty, you do not have to pay the penalty or complete the Community Service to appeal.

APPEAL BY ENFORCEMENT AGENCY

If you wish to answer an appeal filed by an enforcement agency, you **MUST** use OATH's Response To Appeal form. Instructions for filing an answer may be found on the form and OATH's website.

Your answer must be received **within 30 days** of the date of the enforcement agency's appeal, or 35 days if it was mailed to you.

If the enforcement agency wins the appeal, you may have to pay a penalty or, if eligible, complete Community Service even if your case was originally dismissed after the hearing.

For more information,
visit OATH's website www.nyc.gov/oath
or call 1-844-OATH-NYC

112018

Esta decisión en inglés es jurídicamente vinculante. No obstante, podemos enviársela por correo electrónico en el idioma que prefiera, con fines informativos. Por favor, envíe un mensaje a DecisionRequest@oath.nyc.gov o llame al (212) 436-0845 para solicitar la decisión en otro idioma. Incluya la siguiente información:

- el (los) número(s) de citación
- el nombre de la persona demandada
- el idioma solicitado para la traducción

Por favor, tenga en cuenta que ninguna parte de la traducción podrá utilizarse para fundamentar una causa en contra la ciudad ni constituirá una defensa en ningún proceso judicial, administrativo ni de otra índole. Aún puede apelar la decisión si está en desacuerdo; sin embargo, la versión en inglés es el documento oficial al que estaría apelando. **Solicitar una traducción no cambia ni extiende los plazos relacionados con la presentación de su apelación.** Le solicitamos que siga las instrucciones y cumpla con los plazos que se indican al final de la decisión cuando presente una apelación. La Oficina de Audiencias y Juicios Administrativos (OATH) responderá a su solicitud y le enviará la traducción lo antes posible, aunque no es posible garantizar una fecha de entrega.

本裁定的英文版具有法律約束力。但我們可用您選擇的語言將裁定通過電子郵件發送給您，供您參考。請發送電子郵件至 DecisionRequest@oath.nyc.gov 或致電(212) 436-0845，請求發送裁定的其他語言版本。請在您的電子郵件中列出名一下資訊：

- 傳票號碼
- 應答人姓名
- 請求翻譯的語言

請注意，書面翻譯中的任何內容均不得作為對本市提起訴訟的依據，也不得在任何司法、行政或其他程式中構成抗辯。如果您不服本裁定，仍可提出申訴；但是，本裁定的英文版本應為您上訴的在檔檔。請求翻譯不會改變或延長與您提交上訴相關的截止日期。申訴時，請遵照訓示進行，並遵守裁定末尾列出的截止日期。OATH 將儘快回復您的翻譯請求，但不能保證交付日期。

본 영어 결정은 법적 구속력이 있습니다. 그러나 결정은 정보 제공의 목적으로 귀하가 선택한 언어로 이메일로 전송될 수 있습니다. 다른 언어로 된 결정을 요청하려면 이메일(DecisionRequest@oath.nyc.gov) 또는 전화(212) 436-0845 로 문의하십시오. 이메일에 다음을 기재해 주십시오.

- 소환 번호
- 답변자 이름
- 번역 요청 언어

서면 번역본의 어떠한 내용도 당사를 상대로 한 소송의 근거가 되거나 사법, 행정 또는 기타 절차에서 방어의 근거가 될 수 없음을 유의하시기 바랍니다. 결정에 동의하지 않는 경우에도 항소할 수 있지만, 영문 버전의 결정문이 항소할 기록 문서가 됩니다. 결정에 동의하지 않는 경우에도 항소할 수 있지만, 영문 버전의 결정문이 항소할 기록 문서가 됩니다. 항소를 제기할 때는 지침을 따르고 결정문 끝에 명시된 기한을 준수하시기 바랍니다. OATH 는 가능한 한 빨리 번역본을 요청에 회신해 드리지만 배송일을 보장할 수는 없습니다.

هذا القرار المكتوب باللغة الإنجليزية ملزم قانوناً. ومع ذلك، يمكننا إرسال القرار إليك عبر البريد الإلكتروني باللغة التي تختارها لأغراض إعلامية/معلوماتية. يرجى إرسال بريد إلكتروني إلى DecisionRequest@oath.nyc.gov أو الاتصال بالرقم (212) 436-0845 لطلب الحصول على القرار بلغة أخرى. يرجى إدراج البيانات التالية في بريدك الإلكتروني:

- رقم (أرقام) الأمر بالمثل / الاستدعاء
- اسم المدعى عليه
- اللغة المطلوبة من أجل الترجمة

يرجى العلم بأنه لا يوجد بيانات في الترجمة المكتوبة يعتبر كأساس لاتخاذ إجراءات خاصة برفع دعوى ضد المدينة أو تقديم دفاع في أي إجراء قضائي أو إداري أو أي إجراء آخر. لا يزال بإمكانك استئناف القرار في حال رفضك له؛ ومع ذلك، فإن النسخة الإنجليزية من القرار هي الوثيقة التسجيلية التي قد تستأنف ضد محتواها. **الترجمة لا تغير أو يمدد المواعيد النهائية الخاصة بتقديم الاستئناف الخاص بك.** يرجى اتباع التعليمات والالتزام بالمواعيد المحددة في نهاية القرار عند تقديم استئناف. سيرد مكتب المحاكمات الإدارية وجلسات الاستماع في مدينة نيويورك (OATH) على طلبك مع الترجمة في أقرب وقت ممكن ولكن لا يمكنه ضمان تاريخ التسليم.

Niniejsza decyzja w j. angielskim jest prawnie wiążąca. Decyzja może jednak zostać przesłana pocztą elektroniczną w wybranym języku w celach informacyjnych. Prosimy o kontakt pod adresem e-mail DecisionRequest@oath.nyc.gov lub numerem telefonu (212) 436-0845, aby otrzymać decyzję w innej wersji językowej. We wiadomości e-mail prosimy podać:

- Numer(y) wezwania
- Imię i nazwisko respondenta
- Żądany język tłumaczenia

Należy pamiętać, że żadne z postanowień zawartych w pisemnym tłumaczeniu nie może służyć jako podstawa powództwa przeciwko Miastu ani stanowić obrony w jakimkolwiek postępowaniu sądowym, administracyjnym lub innym. Nadal możesz odwołać się od decyzji, jeśli się z nią nie zgadzasz; jednak angielska wersja decyzji jest dokumentem, od którego będziesz się odwoływać. **Zwrócenie się o tłumaczenie nie zmienia ani nie wydłuża terminów związanych ze złożeniem odwołania.** Składając odwołanie, należy postępować zgodnie ze wskazówkami i przestrzegać terminów podanych na końcu decyzji. Biuro OATH odpowie na Twoją prośbę o tłumaczenie tak szybko, jak to możliwe, ale nie może zagwarantować daty dostawy.