



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

ILMA BABU - NACMIAS LAW FIRM PLLC 592 PACIFIC STREET Brooklyn, NY 11217	Summons No: 000902180R et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE TRUCK LEASING CO L P Hearing Date: 04/01/2026 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
000902180R	Dismissed	11/27/2024	E. Hoston btw Ave C and Ridge St Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA11	24-163 (F)	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

Monica Dorson appeared for Petitioner and showed a short video and screen shots from it along with the redacted idling complaint in support. Ilma Babu, authorized representative, appeared for Respondent and said that there was unloading going on at the time and back of the truck was opened and they the lift gate was down. Ms. Dorson said that the engine was not required at the time. Ms. Babu said that it was in use and there was unloading. The lift gate was operational.

I find that there was unloading and the lift gate was down and the engine was not idling.

Accordingly, the summons is dismissed.



04/20/2026

04/20/2026

Joan Silverman, Judicial Hearing Officer

Date