



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

Decision

LANCE CHEBIN - NACMIAS LAW FIRM 592 PACIFIC STREET NEW YORK,NY 11217	Summons# : 000852171M et al. (2 summonses) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE TRUCK LEASING CO LP Hearing Date : 6/20/2025 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
000852171M	Sustained	02/21/2024	2 W. 47th St. , Manhattan

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
000909895M	Sustained	07/22/2024	30-05 Stratton St., Queens

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

Respondent PENSKE TRUCK LEASING CO LP appeared by its authorized representative, LANCE CHEBIN and petitioner, NYC Dept. of Environmental Protection ("DEP"), did not appear.

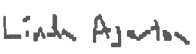
Respondent received 2 SUMMONSES: 00852171M and 000909895M.

The SUMMONSES alleged a violation of § 24-163 of the Administrative Code of the City of New York for idling a motor vehicle engine for more than three minutes.

Respondent's representative stated that his client disputed the factual allegations. but that he could not rebut the prima facie case and presented no defense.

I credit the allegations and find they support a violation of the cited section of law. I do not credit the dispute in fact and find no defense presented.

Accordingly, I find respondent in violation impose the mandatory penalty of \$350 for both violations.

	06/23/2025
Linda Agoston, Hearing Officer	Date