



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

JOSHUA SANTIS - NACMIAS LAW FIRM PLLC 592 PACIFIC STREET Brooklyn, NY 11217	Summons No: 000911044R et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE TRUCK LEASING CO LP Hearing Date: 07/01/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$350.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000911044R	Sustained	06/12/2024	ON DITMARS BLVD BETWEEN 38TH ST & Steinway Street Queens

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1I	24-163 (F)	Sustained	\$350.00

Findings of Fact & Conclusions of Law

Petitioner did not appear.

The respondent appeared by Joshua Santis from Nacmias Law Firm. He stated petitioner- DEP had previously emailed the evidence for this summons. He reviewed same and did not have any objection.

The summons charges a first violation of AC 24-163 (f) for idling of truck for more than one minute, adjacent to a school, Mushroom House Daycare, Truck with IN License Plate 3485289.

After reviewing the record and DEP evidence, Mr. Santis stated the respondent denied the charge and had no rebuttal. I find petitioner established this violating condition.

The summons is sustained. A first offense penalty is imposed.

	
07/02/2025	07/02/2025
Elizabeth Garcia, Hearing Officer	Date