



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Nacmias, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 0220922507 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- GIORGI VARSIMASHVILI Hearing Date: 09/22/2025 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
0220922507	Dismissed	08/01/2025	7308 18 AVENUE Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	AX25	AC 10-125	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

The hearing was conducted via telephone conference call on September 22, 2025.

Michael Nacmias, attorney for Respondent appeared at the hearing. No appearance on behalf of petitioner NYPD.

The summons charges code section 10-125(b) for open alcoholic container. Respondent's respondent motioned to dismiss for no jurisdiction since a blank affidavit was filed. Also, Respondent's representative motioned to dismiss for non prima facie case since the summons does not describe an alcoholic beverage or alcohol volume.

According to 48 RCNY 6-08(a)(1), the petitioner must file an original or a copy of the summons, together with proof of service, with the Tribunal prior to the first scheduled hearing date. Electronic filing of the summons and proof of service is required unless the Tribunal grants an exception. Failure to timely file all proofs of service shall not divest the Tribunal of jurisdiction to proceed with a hearing or to issue a default order. This summons is dismissed for no jurisdiction since a blank affidavit of service was filed with the summons.



09/22/2025

09/22/2025

Alex Chung, Hearing Officer

Date