



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

ILMA BABU - NACMIAS LAW FIRM PLLC 592 PACIFIC STREET BROOKLYN,NY 11217	Summons No: 000929367R et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE TRUCK LEASING CO LP Hearing Date: 11/18/2025 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
000929367R	Dismissed	08/02/2024	ON E 90TH STBETWEEN YORK AVE AN Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1I	24-163 (F)	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

The respondent was represented by Ilma Babu. The petitioner was represented by Insp. Antwan Gibbs. The summons alleges that the respondent's vehicle was observed idling for more than one minute while adjacent to a school without a valid reason. The petitioner has presented documentation to establish that the respondent's cited vehicle was observed idling for more than one minute without a valid reason. However, as noted by the respondent's representative, there is no indication of the presence of a school in the video presented by the petitioner. The petitioner agreed with that assessment and could not present any photograph wherein the school was visible. As such, the respondent has established a valid defense to the charged violation and the summons is dismissed.



11/19/2025

11/19/2025

Patricia Cardoso, Judicial Hearing Officer

Date