



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

ILMA BABU - NACMIAS LAW FIRM PLLC
592 PACIFIC STREET
NEW YORK, NY 11217

Summons# : 000931127K et al. (1 summonses)

DEPT OF ENVIRONMENTAL PROTECTION,

-against-

United Natural Foods Inc.

Hearing Date : 11/28/2025

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 350.00

Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000931127K	Sustained	01/27/2025	50 FULTON STREET, Manhattan

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

Petitioner, NYC DEP, appeared by Leah Smith. Respondent, United Natural Foods Inc., appeared by Ilma Babu. The first hearing date was scheduled for November 28, 2025, today's hearing date. This summons is sustained and the first offense penalty imposed.

Respondent is charged under NYC Administrative Code Section 24-163 for idling a motor vehicle engine for more than 3 minutes.

Respondent denied the charge but provided no rebuttals. I do not credit Respondent's denial. I find that the violating conditions existed at time of issuance and that Respondent has not established a valid defense. This summons is sustained and the first offense penalty imposed.

	
11/28/2025	11/28/2025
Marcelo Martinez, Judicial Hearing Officer	Date