



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: 000894892H et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE TRUCK LEASING CORPORATION Hearing Date: 12/01/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$600.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000894892H	Sustained	05/29/2024	245 WEST 31 STREET Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1F	24 -163	Sustained	\$600.00

Findings of Fact & Conclusions of Law

The hearing was held via telephone on 12/1/2025. The respondent appeared by authorized representative, Ms. Ilma Babu of Nacmias Law Firm. The petitioner did not appear.

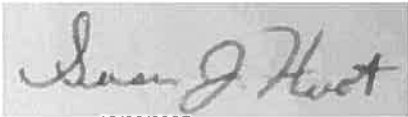
The summons alleges a 3rd offense violation of NYCAC 24-163 for idling a truck with NY License Plate #10686MM longer than three minutes while stopped, standing or parked at 245 West 31 Street in Manhattan. It cites prior summons numbers 000785260R and 000783468R.

Ms. Babu did not contest the validity of the cited prior summonses. She stated that while her client generally denies the

instant violation, she will present no evidence or argument in rebuttal.

I credit the sworn statements in the summons and find the petitioner has established a valid charge. Given Ms. Babu's statement, I find the respondent has not rebutted the charge.

I sustain the summons and assess the \$600 penalty.



12/02/2025

12/02/2025

Susan Huot, Judicial Hearing Officer

Date