



**OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS**  
Hearings Division

**DECISION**

|                                                                                     |                                                                                                                                                                                                                                                                                              |
|-------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>ILMA BABU - NACMIAS LAW FIRM PLLC</b><br>592 PACIFIC STREET<br>NEW YORK,NY 11217 | <b>Summons No: 000896583N et al. (1 Summons)</b><br><br><b>DEPT OF ENVIRONMENTAL PROTECTION,</b><br><br><b>-against-</b><br><br><b>PENSKE TRUCK LEASING CO L P</b><br><br><b>Hearing Date: 12/03/2025</b><br><br><b>Hearing Location: Remote</b><br><br><b>Type of Hearing: By Telephone</b> |
|-------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                                              |
|----------------------------------------------|
| <b>Total Penalty Amount:\$350.00</b>         |
| <b>Community Service(Hr): Not Applicable</b> |

| <b>SUMMONS #</b> | <b>SUMMARY DISPOSITION</b> | <b>DATE OF OCCURRENCE</b> | <b>PLACE OF OCCURRENCE</b>               |
|------------------|----------------------------|---------------------------|------------------------------------------|
| 000896583N       | Sustained                  | 05/13/2024                | ON 4 AV BETWEEN 36 ST AND 37 ST Brooklyn |

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

**Findings of Fact & Conclusions of Law**

This hearing was conducted remotely by telephone. Ilma Babu appeared for Respondent. Petitioner Department of Environmental Protection (DEP) did not appear. Respondent is charged with violating section 24-163(f) of the New York City Administrative Code.

Respondent indicated they denied but did not rebut the violation.

Respondent did not refute Petitioner's case or establish a defense.

Thus, the summons is sustained, and the statutory penalty is imposed.

|                                               |            |
|-----------------------------------------------|------------|
| <i>Daniel A. Vazquez</i>                      |            |
| 12/11/2025                                    | 12/11/2025 |
| Daniel Vazquez-Diaz, Judicial Hearing Officer | Date       |