



Office of Administrative Trials and Hearings
Hearings Division

DECISION

ILMA BABU - NACMIAS LAW FIRM PLLC 592PACIFIC STREET Brooklyn, NY 11217	Summons No: 000886554P et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- HUGH OKANE ELECTRIC CO INC Hearing Date: 01/13/2026 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$440.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000886554P	Sustained	09/10/2024	AMSTERDAM BTW W 104 ST and W 105 ST Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1E	24 -163	Sustained	\$440.00

Findings of Fact & Conclusions of Law

Ilma Babu appeared on behalf of Respondent for a phone hearing on January 13, 2026 in response to the above-issued summons. Inspector Dantney Parks appeared on behalf of Petitioner Department of Environmental Protection.

Petitioner relied on the sworn statements contained in the summons. Petitioner claimed that the processing device is in a stored position and not in use. Petitioner submitted video evidence of the idling vehicle; the citizen complaint; and photos showing the vehicle and license plate.

Respondent claimed that the video shows active work; they work with electricity; and the engine is required to be on for the

work. Respondent did not contest the underlying violation.

I credit the observations contained in the summons, and the evidence submitted, and find that Petitioner proved this violation by a preponderance of the evidence. I do not credit Respondent's argument. Therefore, the summons is sustained and a second offense penalty is imposed.



01/13/2026

01/13/2026

Corey Lederman, Judicial Hearing Officer

Date