



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

ILMA BABU - NACMIAS LAW FIRM PLLC 592PACIFIC STREET Brooklyn, NY 11217	Summons No: 000936915Y et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- PENSKE TRUCK LEASING CORP Hearing Date: 01/06/2026 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
000936915Y	Sustained	08/15/2024	103 EAST 3 STREET Manhattan

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

Findings of Fact & Conclusions of Law

The hearing was conducted on January 6, 2026, by Court Call. Petitioner appeared through Leah Smith. Respondent, Penske Truck Leasing Corp., appeared through their authorized representative, Ilma Babu.

The summons charges a violation of 24-163 of the Administrative Code in that Respondent caused or permitted the idling of a motor vehicle while parked, standing, or stopped for more than three minutes. The issuing officer states that, as per DEP records, a citizen observed a Truck with NY license plate no. 15339NE idling for longer than three minutes from 8/15/2024 9:19:34 PM to 8/15/2024 9:23:21 PM at 103 East 3rd Street, in Manhattan. This is cited as a second offense with summons no. 000814018Z cited on the face of the summons as a prior violation.

Petitioner rests on the summons.

Respondent denies, but offers no rebuttal to, the allegations set forth in the summons. Petitioner does not contest the validity of the prior summons cited on the face of the instant summons.

I credit the statements of the issuing officer. Petitioner has established a prima facie case.

Accordingly, the Summons is sustained.



01/13/2026

01/13/2026

Antonio Cavallaro, Judicial Hearing Officer

Date