



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

ILMA BABU - NACMIAS LAW FIRM PLLC 592PACIFIC STREET Brooklyn,NY 11217	Summons No: 000896485J et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- DHL EXPRESS USA INC Hearing Date: 03/06/2026 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
000896485J	Sustained	09/13/2024	47 BRIDGE STREET Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA1K	24-163 (F)	Sustained	\$600.00

Findings of Fact & Conclusions of Law

John McLaughlin, DEP

Ilma Babu, authorized representative

24-163: Idling of motor vehicle for more than 1 minute by school /3rd offense

Petitioner submitted images of the vehicle, prior summonses, redacted complaint and a link to a video in support. Ms. Babu did not dispute the prior violations nor that the cited vehicle's engine was running but argued that the school sign was not prominent and the stop was for a quick drop off and pick up.

Review of the video shows there is a large sign stating "TAWACS THE ART OF WORDS COMMUNITY SCHOOL" posted on a door across from the cited vehicle. I find that the sign was sufficiently prominent to give notice to the driver of the vehicle that they were idling a motor vehicle engine next to a school. I credit the statements in the summons and find that Respondent idled a motor vehicle engine next to a school as described in the summons and that it is a 3rd offense. Sustained as a 3rd offense.

David Pantaleoni

03/06/2026

03/06/2026

David Pantaleoni, Judicial Hearing Officer

Date