



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

ILMA BABU - NACMIAS LAW FIRM PLLC 592 PACIFIC STREET Brooklyn, NY 11217	Summons No: 000964105K et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- NATIONAL DCP LLC Hearing Date: 04/02/2026 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
000964105K	Sustained	10/31/2024	234 West 44 Street Manhattan

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

Findings of Fact & Conclusions of Law

Respondent, NATIONAL DCP LLC, appeared by remote hearing. Respondent was represented by its authorized representative Ilma Babu. Department of Environmental Protection was represented by Monica Dorson.

The summons charges AC 24-163, idling of a motor vehicle engine for longer than three minutes, 3rd offense. Ms. Dorson submitted the citizen's complaint, idling affidavit, summons and affidavit of service, two photographs, prior summonses, and a video in support of the charge.

Ms. Babu stated that the lift was out, and the employees were actively working. Ms. Babu also stated that the lift was not

going up and down while the person was recording. Ms. Dorson stated that the lift was not being used during the course of the video.

I credit the issuing officer's statement and find that Petitioner proved this violation by a preponderance of the evidence. I find that Respondent did not establish a valid defense or rebut the Petitioner's case.

Accordingly, the Summons is sustained as a 3rd offense, and the Respondent is ordered to pay the \$600.00 penalty.

	
04/07/2026	04/07/2026
Erisa Cepa, Judicial Hearing Officer	Date