



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

Decision

ILMA BABU - NACMIAS LAW FIRM PLLC
592PACIFIC STREET
Brooklyn, NY 11217

Summons# : 000897359N et al. (4 summonses)

DEPT OF ENVIRONMENTAL PROTECTION,

-against-

PENSKE LEASING & RENTAL CO

Hearing Date : 3/13/2026

Hearing Location : Remote

Type of Hearing : By Telephone

Total Penalty Amount : 1,400.00

Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000897359N	Sustained	11/15/2024	ON BROADWAYBETWEEN W 116TH ST AND 117TH

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BA51	24 -163	Sustained	350.00

Total Penalty for Summons: 350.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000952963Z	Sustained	09/20/2024	270 WEST 45 STREET, Manhattan

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BA51	24 -163	Sustained	350.00

Total Penalty for Summons: 350.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000953043K	Sustained	09/23/2024	911 COLUMBUS AVENUE, Manhattan

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BA51	24 -163	Sustained	350.00

Total Penalty for Summons: 350.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000953870Y	Sustained	09/20/2024	151 WEST 48 STREET, Manhattan

LINE ITEM	OATH CODE	CODE SECTION / RULE	RESULT	PENALTY
1	BA51	24 -163	Sustained	350.00

Total Penalty for Summons: 350.00

Findings of Facts & Conclusions of Law

Respondent PENSKE LEASING & RENTAL CO was issued the above indicated summonses each alleging a violation of AC section 24-163 for having the cited vehicles each idling for longer than three mintues at the above indicated places of occurrence.

On 3/9/26, the hearing was conducted by telephone. Respondent appeared by its authorized representative Ilma Babu . Petitioner DEP appeared by representative Antwan Gibbs.

Mr. Gibbs rested on the summons

. Ms. Babu denied the charges but submitted no evidence in rebuttal.

I credit the sworn to statements on the summonses and find that Petitioner established a prima facie case for an iding violation under the cited section of law for each summons. I do not credit Respondent's denial and find that Respondent failed to submit any evidence in rebuttal. Accordingly, I sustain each summons and impose the mandatory penalty for each as indicated above.

	
03/13/2026	03/13/2026
Didi Skaff, Judicial Hearing Officer	Date