



Office of Administrative Trials and Hearings
Hearings Division

DECISION

ILMA BABU - NACMIAS LAW FIRM PLLC 592 PACIFIC STREET Brooklyn, NY 11217	Summons No: 000973414Z et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- SCHINDLER ELEVATOR CORPORATION Hearing Date: 05/04/2026 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$350.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000973414Z	Sustained	12/05/2024	20 EAST 46 STREET Manhattan

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

Findings of Fact & Conclusions of Law

Petitioner, NYC Department of Environmental Protection (DEP) appeared and was represented Monica Dorson. Responder SCHINDLER appeared and was represented by Ilma Babu.

The summons alleges a violation of Administrative Code section 24-163 for IDLING OF MOTOR VEHICLE ENGINE MORE THAN THREE MINUTES 1ST OFF

Ms. Dorson rested on the summons. In response, Ms. Babu said Respondent denies the allegations with no evidence in rebuttal.

Pursuant to Administrative Code section 24-163, it is a violation for the engine of a "motor vehicle" to idle for longer than three minutes, unless the engine is used to operate a loading, unloading or processing device.

I find Petitioner established a prima facie case. I credit the summons and find it establishes a violation. I find Respondent did not establish a valid defense.

Accordingly, the summons is sustained.

Rachel L Berger

05/04/2026

05/04/2026

Rachel Berger, Judicial Hearing Officer

Date