



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Nacmias, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 014122293Y et al. (1 Summons) NEW YORK CITY FIRE DEPARTMENT, -against- RBET FOSH Hearing Date: 01/06/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: **\$1,200.00**

Community Service(Hr): **Not Applicable**

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
014122293Y	Sustained	05/21/2024	132-14 32 Avenue Queens

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BF06	VC06	Sustained	\$600.00
2	BF20	VC20	Sustained	\$600.00

Findings of Fact & Conclusions of Law

This hearing was conducted remotely by telephone. Attorney Michael Nacmias appeared for Respondent. Petitioner Fire Department of the City of NY (FDNY) appeared through representative Ari Dennis Kayserian. Respondent was charged with violating title 3 of the Rules of the City of New York section 109-02 with VC6 and VC20 charges.

Respondent emailed the hearing officer and agency representative documents regarding correction (R. Exs. A-B). After review

FDNY explained that based on the evidence provided for both charges there was correction after the first hearing date. Thus, Petitioner recommended the standard penalty for both charges.

Respondent stated they were looking for mitigation or in the alternative the minimum penalty, considering this had defaulted.

This summons is no longer in default.

The summons is sustained, and since correction for both charges was after the first hearing date, the standard penalties are imposed.

Daniel A. Vazquez

01/06/2025

01/06/2025

Daniel Vazquez-Diaz, Hearing Officer

Date