



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: 014179695Y et al. (1 Summons) NEW YORK CITY FIRE DEPARTMENT, -against- DISTRIKT HOTEL Hearing Date: 08/27/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$1,300.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
014179695Y	Sustained	04/01/2025	342 West 40th Street Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BF05	VC5 .	Sustained	\$350.00
2	BF30	VC30 .	Sustained	\$950.00

Findings of Fact & Conclusions of Law

Petitioner, NYC Fire Department, appeared by authorized representative, Ahmad Al-Kaysey;. Respondent, appeared by authorized representative, Frank Tamberino, Esq.

The summons sets forth a violation of 3 RCNY 109-02, and cited violating categories ("VC"), # 5 and VC # 30.

Mr. Al-Kaysey stated that he would rely on the allegations as set forth in the summons. He recommended a mitigated penalty for VC # 5, as the records indicated timely correction and the standard penalty for VC # 30, as there was no evidence of timely correction..

Mr. Tamberino stated that VC # 5 was corrected in a timely manner for purposes of mitigation and that VC # 30, was corrected..

I find that the summons sets forth a prima facie case. I find that the credible statements establish that VC # 5 was corrected in a timely manner and that therefore a mitigated penalty should be imposed and that the standard penalty should be imposed for VC # 30.

Accordingly, the summons is sustained and the mandatory mitigated penalty is imposed for VC # 5 and the standard penalty is imposed for VC # 30.



09/15/2025

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Aubrey Lees, Hearing Officer

Date