



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

MABEL OGHOJA FOR - NACMIAS LAW FIRM PLLC 592 Pacific Street 1st Floor NEW YORK, NY 11217	Summons No: 000731607N et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- BENJAMIN MOORE & CO Hearing Date: 02/05/2025 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
000731607N	Sustained	09/14/2022	9th Avenue between 58th and 59th Manhattan

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

Findings of Fact & Conclusions of Law

MABEL OGHOJA FOR for Respondent, BENJAMIN MOORE & CO appeared for a hearing by telephone on February 5, 2025. Petitioner, Department of Environmental Protection appeared by John McLaughlin.

Respondent is charged with a violation of the New York City Administrative Code Section 24-163 for causing or permitting to cause the idling of a motor vehicle for longer than 3 minutes.

At the hearing, Respondent's Attorney states that he has reviewed Petitioner's evidence and denies the charges with no rebuttal.

I credit Petitioner's evidence and find it sufficient to establish the charge. Respondent does not present a valid defense to the charge. Therefore, the violation is sustained, and the standard penalty is imposed.

 02/07/2025	02/07/2025
Amita Rodriguez, Hearing Officer	Date