



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Matthew Whitening, Law Clerk Nacmias Law Firm, PLLC 592 Pacific Street, 1st Floor Brooklyn, NY 11217	Summons No: 014153111X et al. (1 Summons) NEW YORK CITY FIRE DEPARTMENT, -against- CIVIC CENTER SYNAGOGUE Hearing Date: 12/11/2024 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
014153111X	Sustained	10/25/2024	49 White St. Manhattan

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

Findings of Fact & Conclusions of Law

Matthew Whitening. The petitioner, NYC Dept. of Fire, appeared by its authorized representative, Eric Monk.

Respondent is charged with violating Violation Category ("VC") 5, requiring recordkeeping.

Mr. Whitening stated that there was no dispute in the factual allegations and submitted credible proof of correction in the form of the Affidavit and the photos of the the fire extinguishers with tags (Exh. A) confirming correction.

Mr. Monk recommended a mitigated penalty for timely correction.

I credit the allegations in the SUMMONS and find they support a violation of VC 5. I find respondent corrected the violation of VC 5 by the original hearing date.

Accordingly, I find respondent in violation, and I impose the mitigated mandatory penalty for VC5.

	
12/19/2024	12/19/2024
Linda Agoston, Hearing Officer	Date