



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Frank Tamberino, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 039141586Z et al. (1 Summons) DEPT OF BUILDINGS, -against- 3064 CONEY ISLAND CONDOMINIUM CORP Hearing Date: 12/01/2025 Hearing Location: Remote Type of Hearing: By Telephone
---	--

Total Penalty Amount: \$625.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
039141586Z	Sustained	03/14/2025	3064 CONEY ISLAND AVENUE Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	B251	28-304.1	Sustained	\$625.00

Findings of Fact & Conclusions of Law

Petitioner appeared by Anuj Vaidya, Esq. and Respondent appeared by its counsel, Frank Tamberino, Esq. Respondent is charged with failing to maintain elevator system. This was previously adjourned for the issuing officer as Respondent was making a class challenge. The IO was engaged in another hearing and did not appear. Petitioner sought another adjournment to which Respondent objected as there was nothing gained to adjourn for the IO.

Respondent argued that the class 1 item listed is not included in the listing of immediately hazardous items. Petitioner agreed to amend this to a class two violation. Respondent accepted the amendment and had no further challenge. Accordingly, this is sustained as amended.

H. Israel

12/01/2025

12/01/2025

Herbert Israel, Judicial Hearing Officer

Date