



**OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS**  
Hearings Division

**DECISION**

|                                                                                                       |                                                                                                                                                                                                                                                                              |
|-------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Michael Nacmias, Esq. - Nacmias Law Firm</b><br>592 Pacific Street 1st Floor<br>Brooklyn, NY 11217 | <b>Summons No: 000856652L et al. (1 Summons)</b><br><br><b>DEPT OF ENVIRONMENTAL PROTECTION,</b><br><br><b>-against-</b><br><br><b>LGI USA INC</b><br><br><b>Hearing Date: 10/03/2025</b><br><br><b>Hearing Location: Remote</b><br><br><b>Type of Hearing: By Telephone</b> |
|-------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                                              |
|----------------------------------------------|
| <b>Total Penalty Amount: \$600.00</b>        |
| <b>Community Service(Hr): Not Applicable</b> |

| <b>SUMMONS #</b> | <b>SUMMARY DISPOSITION</b> | <b>DATE OF OCCURRENCE</b> | <b>PLACE OF OCCURRENCE</b>                       |
|------------------|----------------------------|---------------------------|--------------------------------------------------|
| 000856652L       | Sustained                  | 02/22/2024                | Broadway btw W 108 St and West End Ave Manhattan |

| <b>LINE ITEM</b> | <b>OATH CODE</b> | <b>CODE SECTION/RULE</b> | <b>RESULT</b> | <b>PENALTY</b> |
|------------------|------------------|--------------------------|---------------|----------------|
| 1                | BA1F             | 24 -163                  | Sustained     | \$600.00       |

**Findings of Fact & Conclusions of Law**

Respondent is charged with a violation of 24-163, Idling of motor vehicle engine for more than three minutes 3rd and subsequent offense.

Respondent, LGI USA Inc, appeared at the telephone hearing by authorized representative, Nora Brown, who is with the office of Michael Nacmias. Nicholas Nigro, Associate Deputy Director, BEC, DEP emailed the Judicial Hearing Officer that petitioner is waiving appearance.

Nora Brown said respondent denies with no rebuttal.

I credit the summons. I find the motor engine of respondent's cited vehicle was idling for more than three minutes. Therefore, respondent is in violation, and the summons is sustained for this 3rd violation. The penalty is \$600.

*Julie Jaffe*

10/03/2025

10/03/2025

Julie Jaffe, Hearing Officer

Date