



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Caroline Kane, Esq. - Nacmias Law Firm, PLLC 592 Pacific Street, 1st Floor Brooklyn, NY 11217	Summons No: 09054-24F0 et al. (1 Summons) DEPARTMENT OF HEALTH & MENTAL HYGIENE, -against- LILLY'S SHAKES AND CREPES 1 CORP Hearing Date: 06/30/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$1,000.00

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
09054-24F0	Sustained	07/30/2024	699 10 AVENUE Manhattan

LINE ITEM	OATH CODE	VIOL CODE	CODE SECTION/RULE	CONDITION (SEVERITY)	RESULT	PENALTY
1	NA	18-01	NYCHC 81.05(a)	N	Sustained	\$1,000.00

Findings of Fact & Conclusions of Law

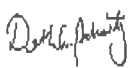
Respondent appeared by its authorized representative Caroline Kane, Esq.

The Summons alleges a violation of HC 81.05(a) Food Service Establishment Permit, in that, on 7/30/2024 at 699 10th Avenue during an inspection starting at 9am and ending a 9:47am, Current valid permit to operate a food service establishment issued by the Department of Health and Mental Hygiene not provided in that establishment was observed operating with an incomplete permit application. Operator was instructed by the NYC Licensing Center to complete their permit application by submitting all required documents with the letter dated August 14, 2023. Operator failed to submit all their required documents to the NYC Licensing Center at the time of inspection. Establishment was observed in full operation and serving customers at the time of inspection. Corrective action: Operator was instructed to complete their permit application with the NYC Licensing Center at 42 Broadway, New York, NY, 10004 (212-487-4104 or 4105)..

HC 81.05(a) provides that no person shall operate a food service establishment without a permit.

Respondent denied the Summons and submitted no evidence in rebuttal. The business is closed and no longer operating.

I sustain the Summons.

	
July 03, 2025	7/3/2025
Deborah Schwartz, Hearing Officer	Date