



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: 039162092L et al. (1 Summons) DEPT OF BUILDINGS, -against- PATRICIA A. LEE Hearing Date: 01/09/2026 Hearing Location: Remote Type of Hearing: By Telephone
---	---

Total Penalty Amount: \$1,250.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
039162092L	Sustained	10/01/2025	1991 ATLANTIC AVENUE Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	B207	BC 105.8.2 (2014 code) & BC 106.8.2 (2022 code)	Sustained	\$1,250.00

Findings of Fact & Conclusions of Law

The summons is sustained.

The Respondent, PATRICIA A. LEE, appeared by its counsel, appeared by its counsel, Frank Tamberino, Esq., Nacmias Law Firm. The Petitioner, NYC DEPARTMENT OF BUILDINGS, appeared by its counsels, Henrietta Asiedu Baidoo, Esq. and Richard Mayer, Esq. (observing).

The summons alleges a Class 2 violation of NYC Building Code (BC) Section 105.8.2 (2014 Code) and NYC BC Section 106.8.2 (2022 Code), Temporary Construction Equipment on Site – Expired Permit. The Issuing Officer states in the

violation details in of the sworn summons that he observed the following: that the permit for Respondent's permit for its sidewalk shed and supported scaffold expired on August 5, 2025.

Petitioner's counsel relied on the summons for Petitioner's main case.

Respondent's counsel denied the existence of the violating condition but did not produce any evidence or assert any affirmative defenses to the charge in the summons.

I find on the Petitioner's credible case that the violating condition described in the summons existed as a Class 2 violation and the standard penalty for a Class 2 violation is imposed.

The summons is sustained.

Jamin Sewell

01/09/2026

01/09/2026

Jamin Sewell, Judicial Hearing Officer

Date