



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Michael Nacmias, Esq. - Nacmias Law Firm 592 Pacific Street 1st Floor Brooklyn, NY 11217	Summons No: 014215784L et al. (1 Summons) NEW YORK CITY FIRE DEPARTMENT, -against- LUME WEST VILLAGE LLC Hearing Date: 12/31/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$900.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
014215784L	Sustained	11/13/2025	259 West 4th Street Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BF05	VC5	Sustained	\$900.00

Findings of Fact & Conclusions of Law

Respondent received an FDNY summons for a violation of VC5 of the New York City Fire Code. In the summons, the issuing officer (IO) stated that on November 13, 2025, Respondent was in violation of

VC5 - failed to produce records for operation of commercial kitchen - failed to provide and/or maintain quarterly maintenance records for range hood (tags not up to date).

This is a repeat violation of summons #01417166K.

In a phone in hearing, Mr. Frank Tamberino, attorney for Respondent and Petitioner FDNY agency representative, Mr. Russell Walker, appeared. Petitioner rested on the summons and sought correction. Petitioner noted that the Respondent was found in violation of the prior summons. During the hearing, Mr. Tamberino submitted correction, which is marked into evidence as Respondent Exhibit A. Petitioner reviewed and deemed same acceptable. Petitioner recommended a mitigated penalty for a repeat offense.

Here, I credit the IO's statement. Respondent submitted correction and Petitioner accepted same. As such, I find the Respondent in violation with a mitigated penalty for a repeat offense of \$900.



12/31/2025

12/31/2025

Lori Costello, Judicial Hearing Officer

Date