



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

JOSHUA SANTIS - NACMIAS LAW FIRM PLLC 592 PACIFIC STREET NEW YORK,NY 11217	Summons No: 0218122448 et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- BIG BITE GOURMET DELI CORP Hearing Date: 07/03/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount:\$600.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
0218122448	Sustained	01/22/2025	1500 Pitkin Avenue Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	APC2	A.C. 24-524(F)	Sustained	\$600.00

Findings of Fact & Conclusions of Law

A hearing was held on July 3, 2025 via telephone in connection with summons number 021812248 ("the summons") which cites a violation of N.Y.C. Administrative Code Section 24-524(F). On January 22, 2025, the Issuing Officer observed at 1500 Pitkin Avenue, Brooklyn, New York that the Respondent had failed to comply with the commissioner's order. The summons indicates that the Respondent did not provide a receipt for the proper disposal of fats, oil and grease. The summons is written as a second offense.

Attorney Geoffrey Martin appeared on behalf of the Petitioner.

Joshua Santis appeared as the authorized representative on behalf of the Respondent.

The parties waived the reading of the summons.

The Petitioner presented an evidence package in support of the summons which was identified for the record collectively as Petitioner's Exhibit 1.

Petitioner Exhibit 1 consisted of a prior order issued by the Commissioner to the Respondent dated July 5, 2023 and a prior summons issued on March 4, 2024, along with another summons resulting from the failure to comply with the Commissioner's order.

The Respondent did not object to any of the documents presented by the Petitioner in support of the summons.

The Respondent denied the cited violation within the summons without any rebuttal.

Petitioner's Exhibit 1 is admitted into the record in its entirety as all of the documents bear relevancy as to the allegations contained within the summons.

With respect to the merits, the summons makes out a prima facie violation of N.Y.C. Administrative Code Section 24-524(F). The Respondent has not established any meritorious defense to the summons. As such, the summons is hereby sustained and the standard penalty shall be imposed.

April Forbes

07/03/2025

07/03/2025

April Forbes, Hearing Officer

Date