



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

Mr. Michael Nacmias, Esq. 592 Pacific Street Brooklyn, NY 11217	Summons No: 0216164960 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- ABRAHAM MOSKOVITS Hearing Date: 04/03/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$0.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
0216164960	Dismissed	02/12/2025	149 Division Street Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	AD6L	AC 19-190(B)	Dismissed	\$0.00

Findings of Fact & Conclusions of Law

Respondent received a New York City Police Department summons for a violation of Section 19-190(B) of the New York City Administrative Code for failure to yield. In the summons, the issuing officer stated that on February 12, 2025 at 8:00 AM, "At TPO the deft did collide with pedestrian in the crosswalk. The deft did inform the undersign" at 149 Division Street, Brooklyn, NY.

In a phone in hearing, Mr. Michael Nacmias, attorney for Respondent, made two motions to dismiss. The first motion was for defective service as the affidavit of service is blank. The second motion was on the merits - the summons made no allegation of physical injury, or a failure to yield, did no mention a motor vehicle nor that the pedestrian had right of way.

Here, I find that service was defective as the affidavit of service is blank. As such, based on the foregoing, I dismiss the violation.



04/03/2025

04/03/2025

Lori Costello, Hearing Officer

Date