



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

DECISION

ILMA BABU - NACMIAS LAW FIRM PLLC 592PACIFIC STREET Brooklyn,NY 11217	Summons No: 000937788P et al. (1 Summons) DEPT OF ENVIRONMENTAL PROTECTION, -against- J & N URGILES CORP Hearing Date: 01/09/2026 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount:\$350.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
000937788P	Sustained	04/27/2024	286 8 AVENUE Manhattan

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	BA51	24 -163	Sustained	\$350.00

Findings of Fact & Conclusions of Law

Monica Dorson, DEP

Ilma Babu, authorized representative

24 -163: Idling motor vehicle engine for more than 3 minutes / 1st

Petitioner submitted 2 photos, a redacted complaint and a video in support of the summons. Petitioner's Exhibits 1-4. Ms. Babu noted that there was active work in progress and that she was not sure the truck engine was on and, regardless, the truck would have needed to move back and forth. Ms. Dorson asserted that the need to back and forth was not a defense to the charge.

I credit the statements in the summons and find that Respondent permitted a motor vehicle engine to idle for more than 3 minutes. That the truck may have had to move back and forth is not a valid legal defense to the charge. Sustained

David Pantaleoni

01/15/2026

01/15/2026

David Pantaleoni, Judicial Hearing Officer

Date