



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: 0217170910 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- MARK A CLARKE Hearing Date: 04/23/2025 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
0217170910	Dismissed	03/04/2025	10 258 Street Manhattan

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

Findings of Fact & Conclusions of Law

Michael Nacmias, Esq. appeared on behalf of Respondent for a phone hearing on April 23, 2025 in response to the above-issued summons for an alleged violation of 19-190(b) for failure to yield causing physical injury.

Respondent claimed that service is defective because the affidavit of service is not filled out; there is no proof of service on the Respondent; there is no jurisdiction over the Respondent; the summons fails to state a prima facie case as it does not allege a physical injury, and there is no place of occurrence listed on the summons.

I credit Respondent's argument that service was defective, as the affidavit of service is blank. Therefore, the summons is

dismissed.



04/23/2025

04/23/2025

Corey Lederman, Hearing Officer

Date