



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: 0203006679 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- CHRISTOPHER B SUTHERLAND Hearing Date: 05/07/2025 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
0203006679	Dismissed	03/18/2025	260 Columbus Ave 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

The hearing was conducted via telephone conference call on May 7, 2025.

Respondent CHRISTOPHER B SUTHERLAND was represented by Michael Nacmias, Esq.

No appearance on behalf of petitioner NYPD.

The summons charges: AC 19-190(B)

RIGHT OF WAY - FAILURE TO YIELD, PHYSICAL INJURY

Respondent testified that the affidavit of service is blank and the summons should be dismissed for defective service.

Also, respondent argues that the summons does not allege that the respondent was in a motor vehicle so there is no prima facie case.

I credit that the affidavit of service is blank and, therefore, the affidavit is defective. I find that service is defective on that basis.

The summons is dismissed

 05/07/2025 05/07/2025
James Klein, Hearing Officer Date