



Office of Administrative Trials and Hearings
Hearings Division

DECISION

Summons No: 0214970068 et al. (1 Summons)

Michael Nacmias, Esq. - Nacmias Law Firm
592 Pacific Street 1st Floor
Brooklyn, NY 11217

NEW YORK CITY POLICE DEPT,

-against-

HAK M IEONG

Hearing Date: 09/15/2025

Hearing Location: Remote

Type of Hearing: By Telephone

Total Penalty Amount: **\$0.00**

Community Service(Hr): **Not Applicable**

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
0214970068	Dismissed	07/25/2025	Essex Street & Hester 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

The hearing was conducted by telephone on Court Call on September 15, 2025. Petitioner did not appear. Respondent was represented by Michael Nacmias, Esq.

The summons charged a violation of 19-190(b) of the Administrative Law, failure to yield to a pedestrian with right of way, causing physical injury.

Respondent challenged service. On the merits, respondent argued there was no prima facie case, because the allegation was vague and conclusory, and did not state that the pedestrian had the right of way.

On the threshold issue of jurisdiction, respondent challenged service because the summons was blank and unsigned. Petitioner is required by 48 RCNY § 6-08(a)(1) to file proof of service with OATH. Failure to do so or offer evidence of service at the hearing means the summons must be dismissed for defective service. NYPD v. J. Doe, Appeal No. 2200921 (August 30, 2022). Accordingly, the summons is dismissed.



09/15/2025

09/15/2025

Donald Lash, Hearing Officer

Date