



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: 039161810M et al. (1 Summons) DEPT OF BUILDINGS, -against- AARON SHAMAY Hearing Date: 12/03/2025 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$400.00
Community Service(Hr): Not Applicable

SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
039161810M	Sustained	09/29/2025	1329 FULTON STREET Brooklyn

LINE ITEM	OATH CODE	CODE SECTION/RULE	RESULT	PENALTY
1	B2C4	27- 3018(B)	Sustained	\$400.00

Findings of Fact & Conclusions of Law

Respondent, AARON SHAMAY, appeared by its authorized representative Frank Tamberino, and Petitioner, NYC Dept. of Buildings, appeared by counsel, Daniel Brickman, Esq.

The SUMMONS alleged a class 1 violation of Section 28-3018(b) for electrical work without a permit, specifically at the time of inspection electrical work was observed including the installation of a new breaker box and electrical connection.

Mr. Brickman submitted 8 photos of the cited building.

Mr. Tamberino challenged the class as the cited work was legalized with an existing permit and stated that no stop work order was issued and submitted the permit dated 9/23/25 to remove the light fixture (Exh. A).

Mr. Brickman moved to amend the charge to a class 2 with code B2C4 and recommended a mitigated penalty.

I credit the allegations in the SUMMONS and find they support a violation of Section 28-3018 (b). I find these allegations support a designation of a class 2 because the violating condition affects life, health, safety, property, or the public interest but does not require immediate corrective action and I grant the motion. I find there was no dispute of the factual allegations and respondent corrected by the original hearing date.

Accordingly, I sustain the SUMMONS, and I impose the mitigated mandatory penalty.

Linda Agoston

12/05/2025

12/05/2025

Linda Agoston, Judicial Hearing Officer

Date