



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: 0200090139 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- KANIETAKE R M ARTIN Hearing Date: 11/06/2025 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
0200090139	Dismissed	09/16/2025	46 Street / 9 Avenue Brooklyn

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

Findings of Fact & Conclusions of Law

This is a hearing by phone held November 6, 2025. Respondent, Kanietake R Martin, appeared by Michael Nacmias, Esq. Petitioner, Police Department, did not appear.

This summons alleges a violation of NYC Administrative Code 19-190(b).

Respondent's attorney moved to dismiss the summons on the merits. He argued that Petitioner did not establish a prima facie case because the summons makes no mention of a physical injury, which is a necessary element of the cited code.

I find that Petitioner failed to establish a prima facie case. The summons fails to allege each element of Code 19-190(b), including the threshold for injury.

Summons dismissed.

Sarah Axtell

11/07/2025

11/07/2025

Sarah Axtell, Judicial Hearing Officer

Date