



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: 0218441439 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- CHERIF DIALLO Hearing Date: 01/23/2026 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
0218441439	Dismissed	09/25/2025	East 46th St and 3rd 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

Respondent received an NYPD summons for a violation of Section 19-190(B) of the New York City Administrative Code. In the summons, the issuing officer (IO) stated that on September 25, 2025, "right of way failure to yield physical injury."

In a phone in hearing, Mr. Michael Nacmias, attorney for Respondent, appeared. He made a motion to dismiss on defective service as the affidavit of service is blank. On the merits, Mr. Nacmias argued that there was no prima facie case as the violation does not connect the Respondent to any action.

Here, I grant Mr. Nacmias' motion to dismiss. The affidavit of service is blank. Therefore, I dismiss the violation for defective

service.



01/23/2026

01/23/2026

Lori Costello, Judicial Hearing Officer

Date