



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: 0216618647 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- RAYMOND RIVERA Hearing Date: 03/06/2026 Hearing Location: Remote Type of Hearing: By Telephone
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Total Penalty Amount: \$0.00

Community Service(Hr): Not Applicable
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SUMMONS #	SUMMARY DISPOSITION	DATE OF OCCURRENCE	PLACE OF OCCURRENCE
0216618647	Dismissed	11/01/2025	E 107 / 3 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

This matter was heard remotely, via telephonic conference, on March 6, 2026. Respondent appeared via Mike Nacmias, identified as the attorney for the named respondent. Petitioner did not appear.

The summons alleges a violation of NYC AC 19-190(b). The date of occurrence was November 1, 2025, at 4:30pm.

Respondent requested that I review the affidavit of service; I noted that it was not filled out. Respondent moves to dismiss, on service grounds.

Respondent further testifies that the summons fails to make out a physical injury, by failing to allege a physical injury.

I credit respondent's testimony, and find that, as a matter of law, the summons must be dismissed, as the affidavit of service is blank, and not filled out at all. See NYPD v. Barrett Cherelle, Appeal No. 2000420 (June 18, 2020).

As such, the summons is hereby dismissed.



03/06/2026

03/06/2026

Craig Messing, Judicial Hearing Officer

Date