



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: 0219104115 et al. (1 Summons) NEW YORK CITY POLICE DEPT, -against- MARIA TOXQUI CAYDERATL Hearing Date: 02/12/2026 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
0219104115	Dismissed	11/11/2025	QUENTIN RD & E 19TH ST 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

The summons alleges that respondent committed a violation of the New York City Administrative Code section 19-190(b) with the following statement: "IO is informed by a motorist that she was traveling NB E 19th making left turn onto WB Quentin Rd when she did hit pedestrian at crosswalk.

Michael Nacmias, attorney, appeared on behalf of Respondent. The Police Department did not appear.

Mr. Nacmias first pointed out that the affidavit of service was not filled out and moved to dismiss for defective service.

He also moved to dismiss for failure to make out a prima facie violation of the section cited, as the summons does not allege or describe a physical injury.

I credit the allegations contained in the summons. I find that the summons fails to make out a prima facie violation, as it does not allege or describe a physical injury. Furthermore, I find that service is defective as the affidavit of service is blank. The summons is dismissed for defective service.

Ricardo Luiggi

02/18/2026

02/18/2026

Ricardo Luiggi, Judicial Hearing Officer

Date