

OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Hearings Division

HEARING LOCATION: OATH Hearings Division 9 Bond Street 7th Floor Brooklyn, NY 11201 (844) 628-4692

Method of Appearance Live Hearing

To: Backflow Pro

5802 New Utrecht Ave BROOKLYN, NY 11219



13902872159706DED2

DECISION

Summons #: 0193516016 (1 Summons)

Hearing Date: January 5, 2017

City of New York v. EULA & JOHN MARKA

Total Civil Penalty: \$50.00

1 Summons(es) was/were issued to the Respondent. On the record before me, and upon the Further Findings of Fact/Conclusions of Law stated below, I find as follows and, where applicable, order payment and compliance.

SUMMONS: 0193516016

PLACE OF OCCURRENCE: 1742@ACCU AVENUE BROOKLYN

DATE OF OCCURRENCE: 11/04/2016

ISSUING OFFICER/AGENCY: H POTAMIANOS 000000 826

INFRACTION CODE: AW52

CHARGE: 15 RCNY 20-04(E) FAILED TO SUBMIT AN ANNUAL TEST REPORT FOR A BACKFLOW PREVENTER

DISPOSITION: IN VIOLATION

CIVIL PENALTY IMPOSED:

\$50.00

FURTHER FINDINGS OF FACT/CONCLUSIONS OF LAW:

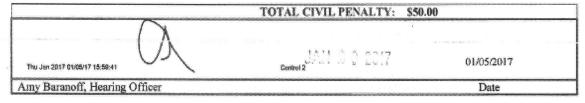
SUMMONS: 0193516016 CHARGE: 15 RCNY 20-04(E) FAILED TO SUBMIT AN ANNUAL TEST REPORT FOR A BACKFLOW PREVENTER

Faigy Lewartowski appeared as the authorized representative of the named respondent, and E Johnson appeared for the Petitioner. The summonses cite violations of 15 RCNY 20-04(e) for failure to submit an annual test report.

The Petitioner rested on the sworn to narrative, and indicated that the tests was performed on 11/29/16, after issuance but prior to the first hearing date (p1).

The respondent offered no evidence to rebut the charge.

I find the sworn account of the issuing officer to be credible, and that it establishes the charge. The respondent failed to set forth a credible legal defense. Accordingly, the summons is sustained. Insofar as there is proof of timely correction, the mitigated penalty is imposed.



PAYMENT DUE WITHIN TEN (10) DAYS
READ BACK OF THIS ORDER – PROTECT YOUR RIGHTS