



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

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



13902872159706DED22

Method of Appearance
Live Hearing

DECISION
Summons #: 0193516016 (1 Summons)
Hearing Date: January 5, 2017

To: Backflow Pro
5802 New Utrecht Ave
BROOKLYN, NY 11219

City of New York v. EULA & JOHN ~~W~~

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 ~~AVENUE~~ 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.

TOTAL CIVIL PENALTY: \$50.00		
 <small>Thu Jan 2017 01/05/17 15:58:41</small>	<small>Control 2</small> 	<small>01/05/2017</small>
Amy Baranoff, Hearing Officer		Date

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