

BenchNOTES Newsletter

October 2018

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Consumer Protection

Immigration services provider fined \$38,950 for deceptive practices.

Respondents, a not-for-profit corporation and its president who represented individuals in immigration-related matters for a fee, were charged with violations of the New York City Consumer Protection Law and the laws and rules governing immigration assistance services.

[*Dep't of Consumer Affairs v. A New Beginning for Immigrants Rights, Inc., et al.*](#), OATH Index No. 2644/17, mem. dec. (Sept. 17, 2018).

[Read more about *Dep't of Consumer Affairs v. A New Beginning for Immigrants Rights, Inc., et al.*](#)

Real Property

SRO building owner harassed tenants.

ALJ John B. Spooner recommended denial of an SRO owner's application for certificate of no harassment.

[*Dep't of Housing Preservation & Development v. Simpson*](#), OATH Index No. 2062/18 (Sept. 5, 2018), *adopted*, Comm'r Dec. (Sept. 24, 2018).

[Read more about *Dep't of Housing Preservation & Development v. Simpson*](#)

Contracts

Claims for extra compensation denied.

Petitioner entered into a \$1,861,075.96 contract with the Department of Parks and Recreation ("DPR") to reconstruct the perimeter sidewalks around Washington Square Park in Manhattan.

[*SH5 Construction Corp. v. Dep't Parks & Recreation*](#), OATH Index Nos. 1766/18 & 2111/18, mem. dec. (Sept. 6, 2018).

[Read more about *SH5 Construction Corp. v. Dep't Parks & Recreation*](#)

Licensing

Sample tampering charge dismissed.

At a fitness proceeding, Taxi and Limousine Commission alleged that respondent was unfit to retain his TLC driver license because his drug test was deemed adulterated.

[Taxi & Limousine Comm'n v. Noboa](#), OATH Index No. 138/19 (Sept. 6, 2018).

[Read more about Taxi & Limousine Comm'n v. Noboa](#)

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