



BenchNOTES Newsletter

January 2023

OATH NEWS

New Administrative Law Judges appointed. In December 2022, Commissioner and Chief Administrative Law Judge Asim Rehman appointed Tiffany Hamilton and Seon Jeong Lee to five-year terms as administrative law judges.

Job opportunities at OATH: OATH regularly posts employment opportunities on the NYC Jobs portal and on its website. [View current openings.](#)

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COVID-19 Update

Pursuant to an order of the Chief Administrative Law Judge, hearings, trials, and other OATH operations are available by telephone, videoconferencing, online, or mail. In-person appearances are also available. For more information, visit OATH's website at www.nyc.gov/oath.

Trials Division

Personnel

Suspension recommended for sanitation worker who violated time and leave policy.

ALJ Christine Stecura recommended suspension in lieu of termination for a sanitation worker who violated his employer's time and leave policy.

[*Dep't of Sanitation v. D.L.*](#), OATH Index No. 2434/22 (Dec. 16, 2022).

[Read more about *Dep't of Sanitation v. D.L.* and other personnel cases](#)

Licensing

ALJ recommends lifting taxi driver's suspension.

ALJ Astrid B. Gloade recommended lifting the suspension of a TLC driver's license where the driver had been arrested for criminal possession of a weapon.

[*Taxi & Limousine Comm'n v. Mejia*](#), OATH Index No. 1384/23 (Dec. 16, 2022).

[Read more about *Taxi & Limousine Comm'n v. Mejia* and other licensing cases](#)

Real Property

Application for Loft Law coverage denied.

ALJ Joycelyn McGeachy-Kuls recommended denial of Loft Law coverage for a unit that had been previously covered and de-regulated by a valid sale of rights.

[**Matter of Stigsgaard**](#), OATH Index No. 2137/20 (Dec. 1, 2022).

[**Read more about Matter of Stigsgaard**](#)

Contracts

CDRB denies construction company's claim for additional compensation.

The Contract Dispute Resolution Board, chaired by ALJ Kevin F. Casey, denied a construction company's claim for additional compensation for the cost of a site safety coordinator.

[**Dobco, Inc. v. Dep't of Design & Construction**](#), OATH Index No. 1527/22, mem. dec. (Dec. 15, 2022).

[**Read more about Dobco, Inc. v. Dep't of Design & Construction**](#)

Appeals Division Decisions (Appeals from the Hearings Division)

Taxi driver found guilty on charge of threats, harassment, or abuse.

The Appeals Division reversed a hearing decision dismissing a charge against a taxi driver for threats, harassment, or abuse, on the basis that provocation did not excuse the taxi driver's profane behavior.

[**TLC v. Turan Alakbarov**](#), Appeal No. 10185094C (December 9, 2022).

[**Read more about TLC v. Turan Alakbarov, and other Appeals**](#)

[**Division cases**](#)

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