



BenchNOTES Newsletter

May 2025

OATH News

Job opportunities at OATH:

OATH Trial Division is hiring a Chief Law Clerk to head its legal research unit and help promote access to justice in New York City. The unit consists of Law Clerks who perform legal research and draft court documents for the OATH Administrative Law Judges. The Chief Law Clerk works directly with OATH's Administrative Law Judges on all matters that come before the Trials Division, including civil servant discipline, consumer and worker protection matters, taxi and rideshare licensing, contract disputes involving the city, as well as cases falling under the Campaign Finance Law, Human Rights Law, Conflict of Interest Law, and more. The Chief Law Clerk has a supervisory role. For more details visit <https://cityjobs.nyc.gov/> and search for Job ID 710250 (Chief Law Clerk).

The job requires admission to the New York State Bar; four years of recent full-time responsible, relevant, satisfactory legal experience following admission to any bar, 18 months of which must have been in the supervision of other attorneys, in an administrative, managerial or executive capacity. Experience handling highly complex and significant legal work is a plus. Incumbents must remain members of the New York State Bar in good standing for the duration of this employment.

Trials Division

Personnel

30-Day suspension recommended.

ALJ Michael D. Turilli recommended a 30-day suspension without pay for respondent, an Office of the Chief Medical Examiner motor vehicle operator. [*Office of Chief Medical Examiner v. Rheams*](#), OATH Index No. 262/25 (Apr. 11, 2025).

[Read more about *Office of Chief Medical Examiner v. Rheams* and other Personnel cases.](#)

Real Property

Granting protected occupancy application recommended.

ALJ Seon Jeong Lee recommended granting petitioner's application for protected occupancy status after finding that petitioner used the interim multiple dwelling unit as his primary residence. [*Matter of Richmond*](#), OATH Index No. 524/24 (Apr. 22, 2025).

[Read more about *Matter of Richmond*.](#)

Contracts

Contractor's petition dismissed.

The Contract Dispute Resolution Board, chaired by ALJ Kevin F. Casey, dismissed a contractor's request for additional compensation under a contract with the Department of Design and Construction for costs associated with excavating and removing debris from a sewer. [*D'Onofrio General Contractors Corp. v. Dep't of Design & Construction*](#), OATH Index No. 3554/24, mem. dec. (Apr. 16, 2025).

[Read more about *D'Onofrio General Contractors Corp. v. Dep't of Design & Construction*.](#)

Appeals from the Hearings Division

Decision reversed.

An appeals decision reversed a hearing decision that sustained a charge under the Administrative Code for improper receptacle of refuse. [*DSNY v. Levit Marina, Appeal No. 2500331*](#) (Apr. 24, 2025).

[Read more about *DSNY v. Levit Marina* and other appeals from the Hearings Division.](#)

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