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Last Month's OATH Decisions

The documents below are in PDF format. [Download the Adobe Reader now.](#)

Licensing

ALJ recommends padlock of restaurant which operated without permit.

Department of Health and Mental Hygiene brought a proceeding against the owner of the premises and the owner of a food service establishment operated on the premises seeking closure of the premises. [Dep't of Health and Mental Hygiene v. Scott](#), OATH Index No. 937/15 (Nov. 26, 2014).

[Read more](#)

Personnel

Charges against hospital aide dismissed.

Respondent, a hospital institutional aide, was charged with failing to follow protocol for returning found property and with being intoxicated while on duty. Respondent took possession of a patient's clock radio that was left behind during a patient move. [Health & Hospitals Corp. \(Henry J. Carter Specialty Hospital\) v. Savain](#), OATH Index No. 217/15 (Nov. 5, 2014).

[Read more](#)

Real Property

ALJ finds protected occupancy claim was not time-barred.

Tenant filed an application for protected occupancy with the Loft Board, asking to be added to the building registration as a tenant of record for her unit. The owner asserted that the application was time-barred under Multiple Dwelling Law Section 282-a. [Matter of Behlke](#), OATH Index No. 153/15 (Nov. 12, 2014), *adopted in part and remanded*, Loft Bd. Order No. 4348 (Jan 15, 2015).

[Read more](#)

Taxi and Limousine Tribunal

Base stations failed to comply with directive to produce trip records.

OATH consists of four divisions: the OATH tribunal, the Environmental Control Board (ECB), the Taxi and Limousine Tribunal (TLT) and the Department of Health and Mental Hygiene Tribunal. This month we will highlight a case heard at the TLT, which holds hearings on summons issued to vehicles and drivers licensed by the City Taxi and Limousine Commission (Commission). [Taxi and Limousine Comm'n v. Weiter LLC](#), Summons No. FC0000332 (Jan. 6, 2015).

[Read more](#)

Resources

[Search OATH Decisions](#)

[Search OATH Decisions \(Issued After 2004\) Using OATH Tribunal Database](#)

[Forfeiture Cases: Information on Seized Cars](#)

[BenchNOTES Archive](#)

OATH Recent Decisions

[OATH Launches New Website in Partnership with Columbia Law School.](#)

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Administrative Judicial Institute