



# OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

## Dismissal Report July 2022

- Vehicle For Hire & Taxi Hearings
- Health & Restaurant Hearings
- DCA Hearings
- ECB Hearings



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**ASIM REHMAN**

COMMISSIONER & CHIEF ADMINISTRATIVE LAW JUDGE  
THE CITY OF NEW YORK  
OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

**August 20<sup>th</sup>, 2022**

- **Pursuant to New York City Local Law No. 64, attached is the Monthly Report Relating to Dismissals of Civil Penalty Violations in the Tribunals within the jurisdiction of OATH for the month of July 2022.**
- **Please be advised that the numbers for OATH's Health, DCA and Taxi & Limousine Tribunals reflect the number of charges rather than the number of summonses, dismissed. There may be multiple charges on each summons.**

**FY 23 Vehicle for Hire & Taxi Hearings\***

<b>AGENCY</b>	<b>Dismissals</b>	<b>Jul</b>	<b>Aug</b>	<b>Sep</b>	<b>Oct</b>	<b>Nov</b>	<b>Dec</b>	<b>Jan</b>	<b>Feb</b>	<b>Mar</b>	<b>Apr</b>	<b>May</b>	<b>Jun</b>	<b>Grand Total</b>
<b>TLC</b>	Dismissed No Violation/On the Merits	126												126
	Dismissed No Jurisdiction													-
	Dismissed Defective Service													-
	Dismissed Defective Summons/charge (defective on its face)	10												10
	Dismissed - Failure to Prosecute	23												23
	Dismissed - Successfully Disputed Ownership													-
	Dismissed - Wrong Party Named													-
	Dismissed - No Prima Facie Case	31												31
	Withdrawal	4												4
	Dismissed - Administrative Dismissal													-
<b>TLC</b>	<b>Total Dismissed</b>	<b>194</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>194</b>
<b>NYPD</b>	Dismissed No Violation/On the Merits	1												1
	Dismissed No Jurisdiction													-
	Dismissed Defective Service													-
	Dismissed Defective Summons/charge (defective on its face)	7												7
	Dismissed - Failure to Prosecute													-
	Dismissed - Successfully Disputed Ownership													-
	Dismissed - Wrong Party Named													-
	Dismissed - No Prima Facie Case													-
	Withdrawal													-
	Dismissed - Administrative Dismissal													-
<b>NYPD</b>	<b>Total Dismissed</b>	<b>8</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>8</b>
<b>Port Authority</b>	Dismissed No Violation/On the Merits													-
	Dismissed No Jurisdiction													-
	Dismissed Defective Service													-
	Dismissed Defective Summons/charge (defective on its face)													-
	Dismissed - Failure to Prosecute													-
	Dismissed - Successfully Disputed Ownership													-
	Dismissed - Wrong Party Named													-
	Dismissed - No Prima Facie Case													-
	Withdrawal													-
	Dismissed - Administrative Dismissal													-
<b>Port Authority</b>	<b>Total Dismissed</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Grand Total</b>		<b>202</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>202</b>

\*by charge

FY 23 Health & Restaurant Hearings\*

AGENCY	Dismissals	July	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Grand Total
DOHMH*	Dismissed No Violation/On the Merits	1,012												1,012
	Dismissed No Jurisdiction	1												1
	Dismissed Defective Service	122												122
	Dismissed Defective Summons/charge (defective on its face)	34												34
	Dismissed - Failure to Prosecute	9												9
	Dismissed - Successfully Disputed Ownership	12												12
	Dismissed - Wrong Party Named	27												27
	Dismissed - No Prima Facie Case	275												275
	Withdrawn prior to hearing	10												10
	Dismissed - Administrative Dismissal													-
	<b>Grand Total</b>	<b>1,502</b>	-	-	-	-	-	-	-	-	-	-	-	-

\*by charge

FY 23 DCA Hearings

AGENCY	Dismissals	July	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Grand Total	
DCA*	Dismissed No Violation/On the Merits	12												12	
	Dismissed No Jurisdiction													-	
	Dismissed Defective Service	3												3	
	Dismissed Defective Summons/charge (defective on its face)	2												2	
	Dismissed - Failure to Prosecute	1												1	
	Dismissed - Successfully Disputed Ownership	3												3	
	Dismissed - Wrong Party Named														-
	Dismissed - No Prima Facie Case	1													1
	Withdrawn prior to hearing	77													77
	Dismissed - Administrative Dismissal														-
	<b>Grand Total</b>	<b>99</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>99</b>

\*by charge



FY 23 ECB Hearings

BAR-DEP BUREAU OF ENV. COMPL	ADMIN. DISMISSAL ECB	1					1		
	UNASSIGNED REASON						1		
	DEFECTIVE NOV	1					1		
	DEFECTIVE SERVICE						3		
	DISPUTED OWNERSHIP						4		
	IMPROPER PARTY CITED						4		
	NO ECB JURISDICTION						57		
	NO VIOL. DISMISS ON MERITS	57					57		
	PROSECUTION WITHDRAWN								
	WORK DONE BY PREV. OWNER								
	FAILURE TO PROSECUTE	5					5		
	NO PRIMA FACIA CASE	1					1		
	<b>BAR-DEP BUREAU OF ENV. COMPL Total</b>							<b>73</b>	
	803-DEP RIGHT TO KNOW	ADMIN. DISMISSAL ECB							
		DEFECTIVE NOV							
DEFECTIVE SERVICE		1					1		
DISPUTED OWNERSHIP									
INTEREST OF JUSTICE									
IMPROPER PARTY CITED									
NO ECB JURISDICTION									
NO VIOL. DISMISS ON MERITS									
NO PRIMA FACIA CASE									
FAILURE TO PROSECUTE									
UNASSIGNED REASON									
<b>803-RIGHT TO KNOW Total</b>							<b>1</b>		
822-DEP - BWSO	ADMIN. DISMISSAL ECB	1					1		
	DEFECTIVE NOV								
	DEFECTIVE SERVICE								
	DISPUTED OWNERSHIP								
	IMPROPER PARTY CITED								
	NO ECB JURISDICTION								
	NO VIOL. DISMISS ON MERITS	13					13		
	PROSECUTION WITHDRAWN	2					2		
	FAILURE TO PROSECUTE	4					4		
	NO PRIMA FACIA CASE								
	WITHDRAWAL AFTER ADJUDICATE								
<b>822-DEP - BWSO Total</b>							<b>20</b>		
<b>ENVIRONMENTAL PROTECTION( DEP) Total</b>							<b>120</b>		
FIRE(FDNY)	FIR-FIRE DEPARTMENT NYC	ADMIN. DISMISSAL ECB	105				105		
		DEFECTIVE NOV	3				3		
		DEFECTIVE SERVICE	8				8		
		DISPUTED OWNERSHIP	3				3		
		IMPROPER PARTY CITED	11				11		
		NO ECB JURISDICTION							
		NO VIOL. DISMISS ON MERITS	30				30		
		PROSECUTION WITHDRAWN	2				2		
		UNASSIGNED REASON	4				4		
		FAILURE TO PROSECUTE	36				36		
		NO PRIMA FACIA CASE	11				11		
		WITHDRAWAL AFTER ADJUDICATE							
		<b>FIR-FIRE DEPARTMENT NYC Total</b>							<b>213</b>
		823-FIRE DEPARTMENT 823	NO VIOL. DISMISS ON MERITS						
			DISPUTED OWNERSHIP						
		<b>823-FIRE DEPARTMENT 823 Total</b>							<b></b>
		<b>FIRE(FDNY) Total</b>							<b>213</b>
HEALTH(DOHMH)	816-DOH/MENTAL HEALTH	ADMIN. DISMISSAL ECB							
		DEFECTIVE NOV							
		DEFECTIVE SERVICE	9				9		
		DISPUTED OWNERSHIP							
		IMPROPER PARTY CITED	1				1		
		NO ECB JURISDICTION							
		NO VIOL. DISMISS ON MERITS	22				22		
		PROSECUTION WITHDRAWN							
		UNASSIGNED REASON							
		FAILURE TO PROSECUTE							
		NO PRIMA FACIA CASE	7				7		
		WITHDRAWAL AFTER ADJUDICATE							
		INTEREST OF JUSTICE							
		<b>816-DOH/MENTAL HEALTH Total</b>							<b>39</b>
812-VETERINARY DOHMH		DEFECTIVE NOV							
		ADMIN. DISMISSAL ECB							
		DEFECTIVE SERVICE							
		DISPUTED OWNERSHIP							
		IMPROPER PARTY CITED							
		WITHDRAWAL AFTER ADJUDICATE							
		NO VIOL. DISMISS ON MERITS							
PROSECUTION WITHDRAWN									
NO PRIMA FACIA CASE									
<b>812-VETERINARY DOHMH Total</b>							<b></b>		

FY 23 ECB Hearings

813-VECTOR DOHMH	ADMIN. DISMISSAL ECB									
	DEFECTIVE NOV									
	DEFECTIVE SERVICE									
	DISPUTED OWNERSHIP									
	IMPROPER PARTY CITED									
	NO VIOL. DISMISS ON MERITS									
	PROSECUTION WITHDRAWN									
	UNASSIGNED REASON									
	NO PRIMA FACIA CASE									
	FAILURE TO PROSECUTE									
	813-VECTOR DOHMH Total									
	814-BED BUGS DOHMH	ADMIN. DISMISSAL ECB								
		DEFECTIVE SERVICE								
		NO VIOL. DISMISS ON MERITS								
		NO PRIMA FACIA CASE								
	814-BED BUGS DOHMH Total									
	815-PCS DOHMH	ADMIN. DISMISSAL ECB		3						3
		DEFECTIVE NOV		18						18
		DEFECTIVE SERVICE		100						100
		DISPUTED OWNERSHIP		9						9
IMPROPER PARTY CITED			16						16	
NO ECB JURISDICTION			1						1	
NO VIOL. DISMISS ON MERITS			421						421	
PROSECUTION WITHDRAWN			5						5	
DATA CORRECTION										
UNASSIGNED REASON										
FAILURE TO PROSECUTE			1						1	
NO PRIMA FACIA CASE			235						235	
WITHDRAWAL AFTER ADJUDICATE										
INTEREST OF JUSTICE										
815-PCS DOHMH Total										
818-COOLING TWRDOHMH	ADMIN. DISMISSAL ECB									
	DEFECTIVE NOV									
	DEFECTIVE SERVICE									
	DISPUTED OWNERSHIP									
	IMPROPER PARTY CITED		7						7	
	NO ECB JURISDICTION									
	NO VIOL. DISMISS ON MERITS		32						32	
	PROSECUTION WITHDRAWN		6						6	
	FAILURE TO PROSECUTE		4						4	
	NO PRIMA FACIA CASE		3						3	
	UNASSIGNED REASON									
	WITHDRAWAL AFTER ADJUDICATE									
818-COOLING TWRDOHMH Total										
998-PETER COOPER VLG STY TWN	DEFECTIVE NOV									
	ADMIN. DISMISSAL ECB									
	DEFECTIVE SERVICE		1						1	
	IMPROPER PARTY CITED									
	NO PRIMA FACIA CASE									
	NO VIOL. DISMISS ON MERITS									
998-PETER COOPER VLG STY TWN Total										
811-WATER TANK DOHMH	DEFECTIVE SERVICE									
	IMPROPER PARTY CITED									
	NO ECB JURISDICTION									
	NO PRIMA FACIA CASE									
	NO VIOL. DISMISS ON MERITS		11						11	
	DISPUTED OWNERSHIP									
	PROSECUTION WITHDRAWN									
811-WATER TANK DOHMH Total										
HEALTH(DOHMH) Total			912						912	
LANDMARKS(LPC)	LPC-LANDMARK PRESERVATION	DEFECTIVE NOV								
		PROSECUTION WITHDRAWN								
	LPC-LANDMARK PRESERVATION Total									
802-HPD	IMPROPER PARTY CITED									
802-HPD Total										
LANDMARKS(LPC) Total										



FY 23 ECB Hearings

MARKET CASES(BIC)	850-BIC	ADMIN. DISMISSAL ECB							
		DEFECTIVE NOV							
		DEFECTIVE SERVICE							
		DISPUTED OWNERSHIP							
		IMPROPER PARTY CITED							
		NO VIOL. DISMISS ON MERITS							
		PROSECUTION WITHDRAWN	1						1
		FAILURE TO PROSECUTE	1						1
		NO PRIMA FACIA CASE							
		<b>850-BIC Total</b>	<b>2</b>						
<b>MARKET CASES(BIC) Total</b>									
PARKS(DPR)	846-DEPT OF PARKS	ADMIN. DISMISSAL ECB							
		DEFECTIVE NOV	1						1
		DEFECTIVE SERVICE							
		DISPUTED OWNERSHIP							
		IMPROPER PARTY CITED							
		NO ECB JURISDICTION							
		NO VIOL. DISMISS ON MERITS	6						6
		WITHDRAWAL AFTER ADJUDICATE							
		FAILURE TO PROSECUTE							
		NO PRIMA FACIA CASE	6						6
<b>846-DEPT OF PARKS Total</b>	<b>13</b>							<b>13</b>	
<b>PARKS(DPR) Total</b>									
POLICE	055-NYPD TRANSPORT INTELL DIV	ADMIN. DISMISSAL ECB							
		DEFECTIVE NOV							
		DEFECTIVE SERVICE							
		DISPUTED OWNERSHIP							
		IMPROPER PARTY CITED	1						1
		NO ECB JURISDICTION							
		FAILURE TO PROSECUTE	2						2
		NO VIOL. DISMISS ON MERITS	35						35
		PROSECUTION WITHDRAWN							
		UNASSIGNED REASON							
NO PRIMA FACIA CASE									
WITHDRAWAL AFTER ADJUDICATE									
INTEREST OF JUSTICE									
<b>055-NYPD TRANSPORT INTELL DIV Total</b>	<b>38</b>							<b>38</b>	
056-POLICE DEPT		ADMIN. DISMISSAL ECB	13						13
		DEFECTIVE NOV	76						76
		DEFECTIVE SERVICE	1284						1284
		DISPUTED OWNERSHIP							
		IMPROPER PARTY CITED							
		NO ECB JURISDICTION	11						11
		NO VIOL. DISMISS ON MERITS	42						42
		PROSECUTION WITHDRAWN							
		UNASSIGNED REASON	1						1
		WORK DONE BY PREV. OWNER							
DATA CORRECTION									
FAILURE TO PROSECUTE	1						1		
NO PRIMA FACIA CASE	59						59		
INTEREST OF JUSTICE									
<b>056-POLICE DEPT Total</b>	<b>1487</b>							<b>1487</b>	
985-SEAGATE POLICE		ADMIN. DISMISSAL ECB							
		DEFECTIVE NOV							
		DEFECTIVE SERVICE							
		NO ECB JURISDICTION							
		NO VIOL. DISMISS ON MERITS							
NO PRIMA FACIA CASE									
<b>985-SEAGATE POLICE Total</b>									
002-OFF OF SPECIAL ENFORCMNT		DEFECTIVE SERVICE							
		ADMIN. DISMISSAL ECB	1						1
		DEFECTIVE NOV							
		IMPROPER PARTY CITED							
		NO VIOL. DISMISS ON MERITS							
		DISPUTED OWNERSHIP							
		NO PRIMA FACIA CASE							
PROSECUTION WITHDRAWN									
<b>002-OFF OF SPECIAL ENFORCMNT Total</b>	<b>1</b>							<b>1</b>	
<b>POLICE Total</b>			<b>1526</b>						<b>1526</b>



FY 23 ECB Hearings

	831-SANITATION RECYCLING	ADMIN. DISMISSAL ECB							
		DEFECTIVE NOV							
		DEFECTIVE SERVICE							
		DISPUTED OWNERSHIP	5						5
		IMPROPER PARTY CITED	1						1
		NO ECB JURISDICTION	1						1
		NO VIOL. DISMISS ON MERITS	69						69
		PROSECUTION WITHDRAWN							
		UNASSIGNED REASON							
		FAILURE TO PROSECUTE							
		NO PRIMA FACIA CASE	3						3
	WITHDRAWAL AFTER ADJUDICATE								
	INTEREST OF JUSTICE								
831-SANITATION RECYCLING Total			79						79
	832-SANITATION ENV'R POLICE	DEFECTIVE NOV							
		DEFECTIVE SERVICE							
		IMPROPER PARTY CITED							
		DISPUTED OWNERSHIP							
		FAILURE TO PROSECUTE							
		NO VIOL. DISMISS ON MERITS	1						1
	PROSECUTION WITHDRAWN								
832-SANITATION ENV'R POLICE Total			1						1
SANITATION(DSNY) Total			2066						2066
TRANSPORTATION(DOT)	841-DEPT OF TRANSPORTATION	ADMIN. DISMISSAL ECB							
		DEFECTIVE NOV							
		DEFECTIVE SERVICE							
		DISPUTED OWNERSHIP	2						2
		IMPROPER PARTY CITED	4						4
		NO ECB JURISDICTION							
		NO VIOL. DISMISS ON MERITS	164						164
		PROSECUTION WITHDRAWN	40						40
		UNASSIGNED REASON							
		FAILURE TO PROSECUTE	14						14
		WORK DONE BY PREV. OWNER							
		DATA CORRECTION							
		NO PRIMA FACIA CASE	8						8
		WITHDRAWAL AFTER ADJUDICATE							
INTEREST OF JUSTICE									
841-DEPT OF TRANSPORTATION Total			232						232
TRANSPORTATION(DOT) Total			232						232
96MISCELLANEOUS AGENCIES(999)	999-MISCELLANEOUS AGENCIES	ADMIN. DISMISSAL ECB							
		DEFECTIVE NOV	1						1
		DEFECTIVE SERVICE	10						10
		FAILURE TO PROSECUTE							
		PROSECUTION WITHDRAWN							
		NO ECB JURISDICTION							
		NO VIOL. DISMISS ON MERITS							
NO PRIMA FACIA CASE	1						1		
999-MISCELLANEOUS AGENCIES Total			12						12
96MISCELLANEOUS AGENCIES(999) Total			12						12
97AGENCY CODE MISSING OR INVALID	000-AGENCY CODE MISSING	ADMIN. DISMISSAL ECB							
		DEFECTIVE NOV							
		DEFECTIVE SERVICE							
		DISPUTED OWNERSHIP							
		IMPROPER PARTY CITED							
		FAILURE TO PROSECUTE							
		NO VIOL. DISMISS ON MERITS							
		PROSECUTION WITHDRAWN							
		NO PRIMA FACIA CASE							
		000-AGENCY CODE MISSING Total							
97AGENCY CODE MISSING OR INVALID Total									
NYC-SHERIFF	837-NYC-SHERIFF	DEFECTIVE SERVICE							
		ADMIN. DISMISSAL ECB							
		IMPROPER PARTY CITED							
		NO PRIMA FACIA CASE							
		PROSECUTION WITHDRAWN							
		NO VIOL. DISMISS ON MERITS							
837-NYC-SHERIFF Total									
NYC-SHERIFF Total									
VENDOR CASES(DCA)	866-DEPT OF CONSUMER AFFAIRS	ADMIN. DISMISSAL ECB							
		NO VIOL. DISMISS ON MERITS	1						1
		PROSECUTION WITHDRAWN							
		NO PRIMA FACIA CASE							
		DEFECTIVE SERVICE							
IMPROPER PARTY CITED									
866-DEPT OF CONSUMER AFFAIRS Total			1						1
VENDOR CASES(DCA) Total			1						1
Total			6269						6269