

To:

CHARLES HENRY PROPERTIES, LLC  
534 W. 42ND ST. APT. 8  
NEW YORK 10036-6221



047879587L

**SUMMONS \* FOR CIVIL PENALTIES ONLY**

**ENFORCEMENT AGENCY NAME:** Department of Sanitation

**DIVISION:** 829 MN06

**AGENCY ADDRESS AND PHONE NUMBER:** 125 Worth Street, NY 311

**RESPONDENT:**

CHARLES HENRY PROPERTIES LLC

**GENDER:**

**RESPONDENT MAILING ADDRESS:**

336 EAST 56 STREET, Manhattan, NY 10022

**CELL PHONE:**

**RESPONDENT ID NUMBER:**

**TYPE OF ID AND ISSUED BY:**

**DATE AND TIME OF OCCURRENCE:**

05/15/2023 05:39 PM

**PLACE OF OCCURRENCE:**

Front Of 336 EAST 56 STREET

**BOROUGH:** MN

**CB NO:** 06

You must respond to the Summons. You can appear on the hearing date and the location below or choose another option. For other options on how to respond, read further on this Summons.

**HEARING DATE:** August 14, 2023 **AT:** 08:30 AM

**OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS:**

at any OATH location

Read further on this Summons for address. Phone: (844)628-4692

FOR HEARING OPTIONS, READ FURTHER ON THIS SUMMONS  
REFER TO THE SUMMONS NUMBER ABOVE ON ALL CORRESPONDENCE.

**WARNING:** If you do not respond, you may be found automatically responsible and you may owe larger penalties. If you do not pay any imposed penalties, you may lose your ability to keep or get a City license, permit or registration. The City might also take further legal action against you.

**DETAILS OF VIOLATION**

**Law Description:** NYC Adm. Code --Sanitation Provisions --Title 16

**Section or Rule:** 16-120(C)

**OATH Code:** Sto. of recp. (Placed out prior to 8PM w/o recp.) {SAC}

**Mail-In Penalty:** \$50.00

**Maximum Penalty:** \$300.00

At T/P/O I did observe 10 of bags placed out on the public sidewalk without a receptacle with tight-fitting lid prior to 8PM on the day before collection. Collection days are T/H/S.

Property Multiple Dwelling

NYC Charter Sections 1048, 1049, and 1049-a and the Rules of the City of New York authorizes the NYC Office of Administrative Trials and Hearings (OATH) to hold hearings.

I, an employee of the enforcement agency named above, affirm under penalty of perjury that I personally observed the commission of the violation(s) charged above and/or verified their existence through a review of departmental records. False statements made herein are punishable as a Class A Misdemeanor pursuant to section 210.45 of the Penal Law.

**Rank/Title:** SUP

**Report Level:** MN06

**Name/ID:** A. Preto

1E5047

**Agency:** 829

047879587L



**NOTICE(S) ALSO SENT TO:**

SIMON, CLAUDE

254

FIFTH AVENUE

NEW YORK

10001

CHARLES HENRY PROPERTIES LLC

# Instructions for a Payment or Adjudication of a Summons

## I. TO PRESENT A DEFENSE TO THIS VIOLATION:

You may do so (A) online (B) by mail (C) by phone or (D) in person. Cases which are best suited for adjudication online, by mail or by phone are those where you can support your defense by documentary evidence (such as a deed, permit, or license), for instance where you dispute ownership of any real estate associated with the violation (e.g. you claim that you were not the owner, lessee, tenant, agent, occupant or person who manages or controls the premises cited in the summons).

### (A) To Present Your Defense Online:

Submit your defense by following the directions and using the One-Click Hearing form found at [www.nyc.gov/oath](http://www.nyc.gov/oath).

### (B) To Present Your Defense By Mail:

Send a signed statement of facts that include the words, "My signature in this statement certifies that all facts in it are true", as well as documents and other evidence you wish to have considered to:

OATH Mail Unit  
66 John Street, 10th Floor  
New York, NY 10038

**Your One-Click Hearing and Hearing by Mail statements must include:**

1. The summons number or numbers; and
2. All the facts you wish the Hearing Officer to consider; and
3. For One-Click Hearings: certify that under penalty of perjury that the information included on the online form are true.
4. For Mail Hearings: Send a signed statement of facts that include the words, "My signature in this statement certifies that all facts in it are true." as well as documents and other evidence you wish to have considered.

If your name is not on the Summons you must also state who you are and what relationship you have with the person whose name appears on the Summons.

## II. TO PAY THIS SUMMONS—YOU MUST FOLLOW THE INSTRUCTIONS UNDER (A), (B), OR (C).

### EITHER

- (A) Make the check or money order payable to "Finance Commissioner" in the amount shown on the Mail-in Penalty line. Write the Summons Number on the check or money order. No later than ten (10) days before the hearing date on this Summons, mail a copy of this paper and the check or money order to:

Finance Commissioner, City of New York  
Post Office Box 2307  
Peck Slip Station  
New York, NY 10272

### OR

- (B) Pay online: [www.nyc.gov/citypay/oath](http://www.nyc.gov/citypay/oath)

### OR

- (C) BRING THIS NOTICE to an OATH Hearings Center listed below, between 8:00 AM and 3:30 PM any business day on or before the date of appearance (the date specified on the summons). You must be prepared to pay the amount of the penalty at this time.

If your defense is that you were not the owner, managing agent, superintendent or tenant of the building where the violation occurred (PLACE OF OCCURRENCE on the Summons), on the DATE OF OFFENSE, your statement should include:

1. What connection you now have with the building or premises;
2. What connection you previously had with the building or premises;
3. What date your previous connection or relationship ended.

### (C) To Present Your Defense By Phone:

Call (212) 436-0817 before the scheduled hearing date to schedule a time when a Hearing Officer will call you to conduct a hearing over the phone. You will be able to send supporting documentation by email to the Hearing Officer during the hearing.

### Supporting Document May Include:

FORMER OWNER—Copy of Deed or letter from the Attorney that represented you at the closing indicating date of transfer of title to premises.

FORMER OWNER/AGENT—Same as above, plus your Signed Statement informing us when you ceased to be the agent or other person who managed or controlled the premises in question.

FORMER LESSEE—Signed Statement stating to us when you ceased to be the tenant or ceased doing business at the cited address and that you have not subleased the property.

**PLEASE NOTE:** By choosing to present your defense by mail, online or by phone rather than at a hearing in person, you are giving up your opportunity to question the officer who issued the Summons. You are waiving your right to appear at a later date and present your defense in person. The Hearing Officer will render a decision based upon facts you provide and those stated on the Summons.

### (D) To Present Your Defense At A Hearing In Person:

Appear in person, by Counsel or by designated Representative at an OATH Hearing Center, at one of the addresses shown below, on the date and time set for the appearance. You will receive a hearing on that day and should come fully prepared to present your defense.

**WARNING:** If OATH orders you to pay a civil penalty, failure to pay that penalty in a timely manner could lead to denial of an application for a license, permit, or registration, or the suspension, termination or revocation of a license, permit or registration issued to you by a city agency.

### OATH Hearings Locations:

#### MANHATTAN

66 John Street, 10th Floor  
New York, N.Y 10038  
(844) 628-4692 / (844) OATH-NYC

#### BRONX

260 East 161 Street, 6th Floor  
Bronx, NY 10451  
(844) 628-4692 / (844) OATH-NYC

#### BROOKLYN

9 Bond Street, 7th Floor  
Brooklyn, N.Y 11201  
(844) 628-4692 / (844) OATH-NYC

#### QUEENS

31-00 47th Avenue, 4th Floor  
Long Island City, NY 11101  
(844) 628-4692 / (844) OATH-NYC

#### STATEN ISLAND

350 St. Marks Place, Main Floor  
Staten Island, N.Y 10301  
(844) 628-4692 / (844) OATH-NYC