

PLACE OF

Address □ Intersection

Type:

(Patrol)

(see columns 1, 2, and 3)

nyc.gov/DCAPenalties.

CH.

2

SUB

CH.

3

SEC.

OATH

Code

4th

3rd

A-H 1

Method

Service:

Inspector Name (Print)

tanno

Start Date of Unlicensed Activity:

□ Vehicle Seizure Form

Key to Violations

(see column 3)

(if applicable)

□ Landmark

OCCURRENCE: Same as Mailing

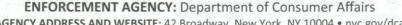
to respond, see the back of this summons.

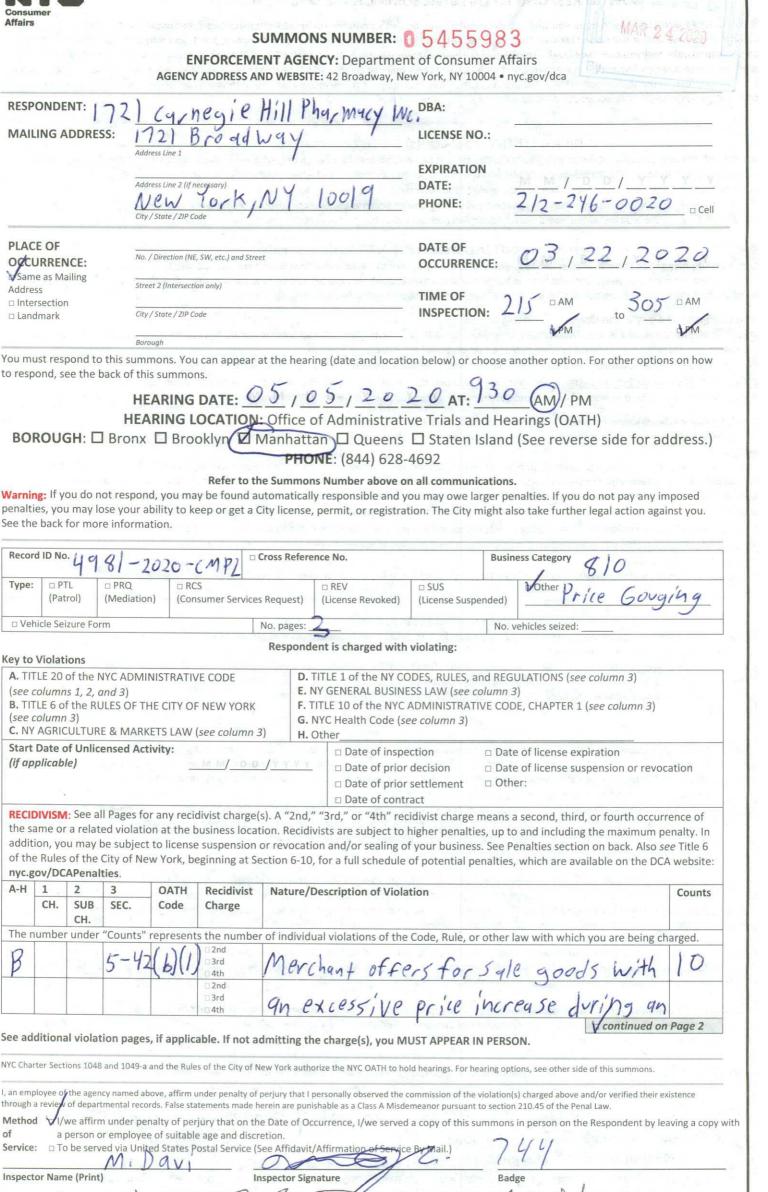
Street 2 (Intersection only,

City / State / ZIP Code

#### **SUMMONS • FOR CIVIL PENALTIES ONLY**

**ENFORCEMENT AGENCY:** Department of Consumer Affairs





Name (Print) Position/Relationship to Respondent Signature **DEPARTMENT COPY** 

avi

#### **HOW TO RESPOND TO THIS CIVIL SUMMONS**

The Department of Consumer Affairs (DCA) has charged you with the violation(s) listed on this summons. You must respond to this summons. You may send an authorized representative to respond for you. Free language help will be provided, if needed. If you do not respond, you may automatically be found responsible, and you may owe larger penalties. If the Environmental Control Board or the Office of Administrative Trials and Hearings orders you to pay a civil penalty, failure to pay that penalty in a timely manner could lead to the denial of an application for a license, permit, or registration, or to the suspension, termination, or revocation of a license, permit, or registration issued to you by a City agency. See the bottom of this page to learn more about penalties.

#### Option 1: DENY the charge(s)

If you deny the charge(s), you can give an explanation for why you think you are not responsible to a hearing officer, who will make a decision. If you are found responsible, you will still need to pay the penalty and may face higher penalties for future charges. To deny:

- Go to the Hearing Center in the borough checked on the first page of this summons at the date and time listed.
- Bring this summons and any evidence you may have that shows you are not responsible for the charge(s).
- Call 1-844-628-4692 if you have a disability and require a reasonable accommodation for the hearing.

#### Option 2: ADMIT to the charge(s)

You may get an Offer of Settlement in the mail with information on how to settle and/or cure the violation(s). If you settle or cure all the violations in your Summons, you may no longer need to attend your hearing. If you settle or cure, you are admitting to the violation(s) and may face higher penalties for future charges. See the first page of this summons for your Hearing Date.

#### Settle: Admit to the charge(s) and pay a penalty

- If you receive an Offer of Settlement by mail, follow the instructions if you want to settle. The Offer of Settlement will tell you how much you need to pay. Settlement is only available before your hearing.
- If you do not receive an Offer of Settlement by mail but still want to settle, send an email or text to <u>LegalSettlements@dca.nyc.gov</u> and include your Summons Number. If a settlement is available, an Offer of Settlement will be emailed or texted back to you. Settlement is only available before your hearing.

#### Cure: Admit to the charge(s) without paying a penalty (only for certain first-time charges)

Not all violations are curable. If you receive a violation that is curable, you may be able to correct it without paying a penalty. Follow the steps below.

- If you receive an Offer of Settlement by mail and one or more of your violations are curable, the Offer of Settlement will include information about which violation(s) you can cure. Follow the instructions about how to admit the violation(s) and submit a certification. You can submit the certification by mail, or online. You must submit the Cure Certification within 30 days of the date the summons is issued and before your hearing. Cures are only available before your hearing.
- If you do not receive an Offer of Settlement in the mail, you may still be able to cure. Send an email or a text to LegalSettlements@dca.nyc.gov and include your Summons Number. If a cure is available, an Offer of Settlement will be emailed or texted back to you.
- Go to nyc.gov/dca and type "cure" in the search box for more information about curing a DCA charge.

#### **Unlicensed Activity Charges**

If you are charged with unlicensed activity, you must deny the charge(s) or admit the charge(s) as described above. You should also:

- Stop the unlicensed activity.
- 2. Apply for a license online at nyc.gov/BusinessToolbox or in person at the DCA Licensing Center (42 Broadway, Lobby, New York, NY 10004) or the NYC Small Business Support Center (90-27 Sutphin Blvd., 4th Floor, Jamaica, NY 11435).
- If your vehicle was seized, be sure to read the back of the Vehicle Seizure Form.

#### **Penalties**

You have the right to be informed of the maximum penalty. If no maximum penalty is shown on the first page of this summons, see DCA's penalty schedules in the Rules of the City of New York, Title 6, Chapter 6, Subchapter B, beginning at Section 6-10, available at nyc.gov/DCAPenalties. See below for additional information. Higher penalties may be imposed for each repeated violation up to the maximum penalty allowed by law or rule.

Except for unlicensed activity (described below), maximum penalties for the violation(s) in this summons may include a fine of as much as \$15,000 for each violation; revocation or suspension of your DCA license; the sealing of your business premises; and/or the removal of your property. Copies of the laws and rules, which include the maximum penalties for specific violations, are available on the DCA website: nyc.gov/DCAPenalties.

Unlicensed Activity Penalties: In most cases, the penalty for unlicensed activity is \$100 per violation per day. See the first page of this summons for the "Start Date of Unlicensed Activity" under the "Key to Violations" section, which is the date this penalty would begin. Pursuant to Section 1-19 of Title 6 of the Rules of the City of New York, you will be presumed to have engaged in the unlicensed activity every day from the "Start Date of Unlicensed Activity" through the Hearing Date. Penalties for unlicensed activity could exceed \$15,000.

Sidewalk Café Penalties: Your Sidewalk Café license may be suspended or revoked, and your sidewalk café and restaurant sealed for up to 30 days for a third violation of the Sidewalk Café Law or Rules. Your sidewalk café and restaurant may also be sealed for up to 30 days for a second violation for operating an unlicensed sidewalk café.

Sale of Toy or Imitation Firearms Penalties: If you are found to have offered to sell or sold a toy or imitation firearm on three (3) or more occasions within a two-year period, the premises where the violations occurred may be sealed for up to five (5) days. See Administrative Code Section 10-131(g) (1) for more details.

DCA encourages business owners to view the Business Owner's Bill of Rights, available at nyc.gov/bizrights

**Questions?** 

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¿Preguntas? 질문 있으세요?

কোনো প্ৰশ্ন আছে কি?

www.nyc.gov/oath 844-OATH-NYC (844-628-4692)

#### **OATH Hearing Center Locations**

Manhattan: 66 John Street, 11th Floor, New York, NY 10038 Brooklyn: 9 Bond Street, 7th Floor, Brooklyn, NY 11201 **Bronx:** 3030 3rd Avenue, Room 250, Bronx, NY 10455

Queens: 31-00 47th Avenue, 4th Floor, Long Island City, NY 11101

Staten Island: 350 St. Mark's Place, Staten Island, NY 10301



#### SUMMONS . FOR CIVIL PENALTIES ONLY

SUMMONS NUMBER: [] 5455983

#### Page 2

#### Key to Violations

A. TITLE 20 of the NYC ADMINISTRATIVE CODE

Isee Columns: L. 2. and 31

B. TITLE IS OF THE CITY OF NEW YORK (see column 3).
C. NY AGRICULTURE & MARKETS LAW (see column 3).
D. TITLE I OF the NY CODES, RULES, and REGULATIONS (see column 3).

E. NY SENERAL BUSINESS LAW [see column 3]

F. TITLE 10 of the NVC ADMINISTRATIVE CODE, CHAPTER 1

(see column 3)

G. NYC Mealtin Louis (see column 3)

#### Respondent is charged with violating (continued):

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#### SUMMONS . FOR CIVIL PENALTIES ONLY

SUMMONS NUMBER: 05455983

Key to Violations

A. TITLE 20 of the NYC ADMINISTRATIVE CODE

(peer inclummes 1, 2, and 3)

B. TITLE 5 of the RULES OF THE CITY OF NEW YORK (see column 3)

C. NY AGRICULTURE & MARKETS LAW (See column 3)

O. TITU: I of the NY CODES, RULES, and REGULATIONS (see column 3).

E. NY GENERAL BUSINESS LAW (see column 3)

F. TITLE 10 of the MVC ADMINISTRATIVE CODE, CHAPTER 1

(set column 3)

G. NYC Health Code (see column 3)

H. Other

#### Respondent is charged with violating (continued):

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m at 866-546-6835 or DXT 523 org yourston respiratory pro am in accordance with 29 4rf) must be implemented

Hor does not supply oxyno less than 19.5% oxy not be used in atmos-

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8. Disposer du respirateur selon les politiques de votre employeur et les réglementations locales.

novel

réutilisation, ou laisser pendre au cou. 10. Lorsqu'utilisé lors de procédures chirurgicales, jeter après chaque

d'utilisation pour le personnel en indus Si vous projetez de telles utilisations the au en environnements connexes communiquer au préalable avec le avertissement ou des directives

Inovel, 866-546-6835 ou 310-204-5237, ext 523

RESTRICTIONS

Thisation

sation pour déceler la presence de tions des agrafes n'affectent pas mains de 19.5% d'oxygène Approbation NIOSH

5. Si le respirateur entre en contact des liquides organiques, quitter le vez de la difficulté à respirer

sec, non-contaminé.

9. Ne pas réutiliser, ou ranger pour

utilisation. 866-546-

Departamento de Servicios Técnicos de Inovel al 866-546-6835 o De produit n'est pas vendu avec un Département des Services Techniques

primero contacte el

Si usted está considerando usarlo

en esa situación

con la industria

310-204-5237, ext. 523.

THE RESERVE THE PERSON NAMED IN

RESTRICCIONES

1. Un programme de protection respira houre ecrit conforme à la norme 29 CFR 1910.134(f) doit être instauré avant l'u-

1. Un programa de protección respira-

toria de acuerdo con 29 CFR

2. Este respirador no provee oxigeno

y no debe ser usado en atmósferas

que contengan menos del 19.5% de

oxigeno.

1910.134(f) debe ser implementado

antes de usar este respirador.

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corporales, salga del área contaminada

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7. Guarde los respiradores nuevos en

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6. No altere, modifique o

respirador.

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a las instrucciones de su empleador y

regulaciones locales.

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su cuello.

9. No lo vuelva a usar, no lo guarde

8. Deseche el respirador de acuerdo

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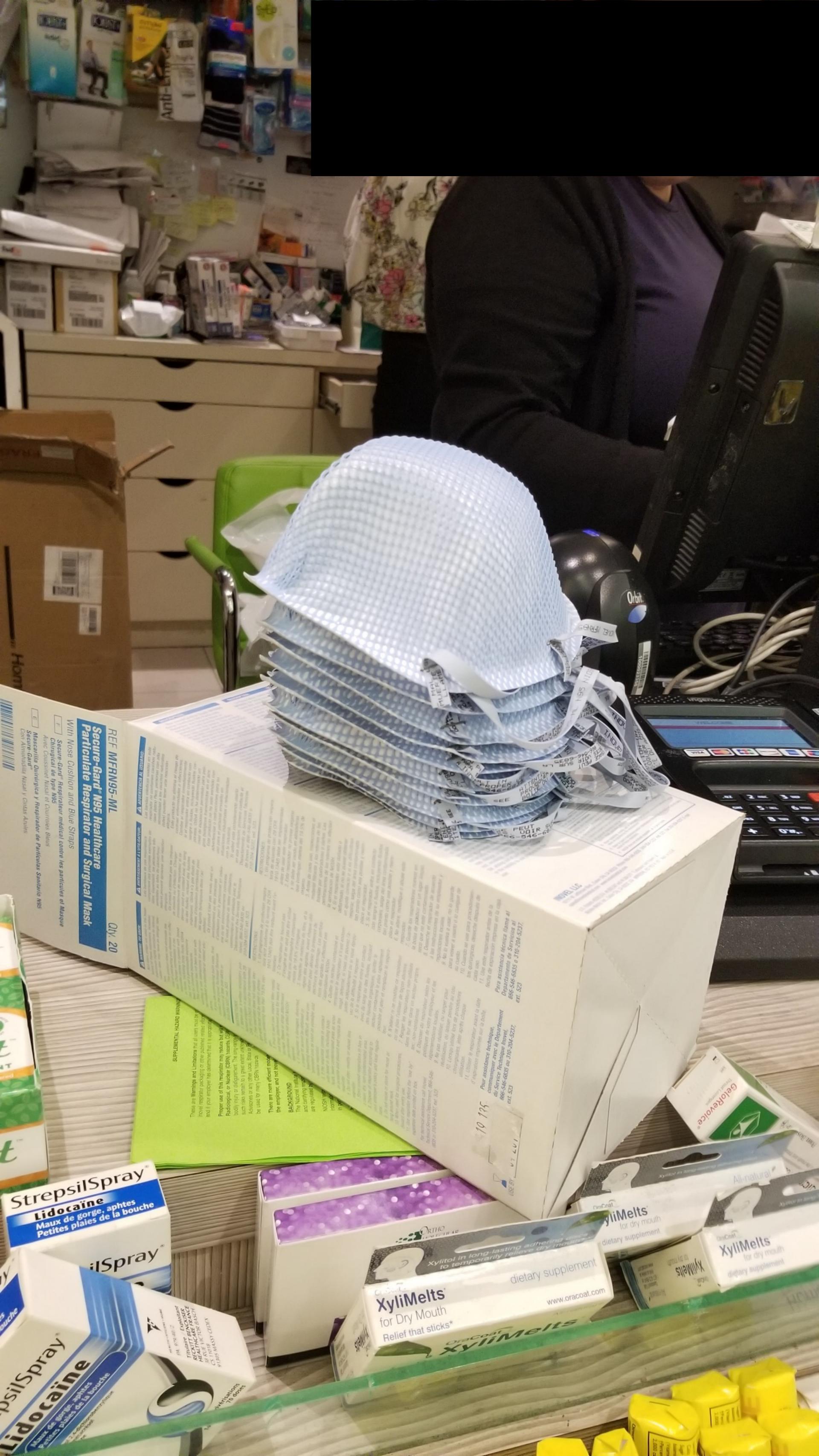
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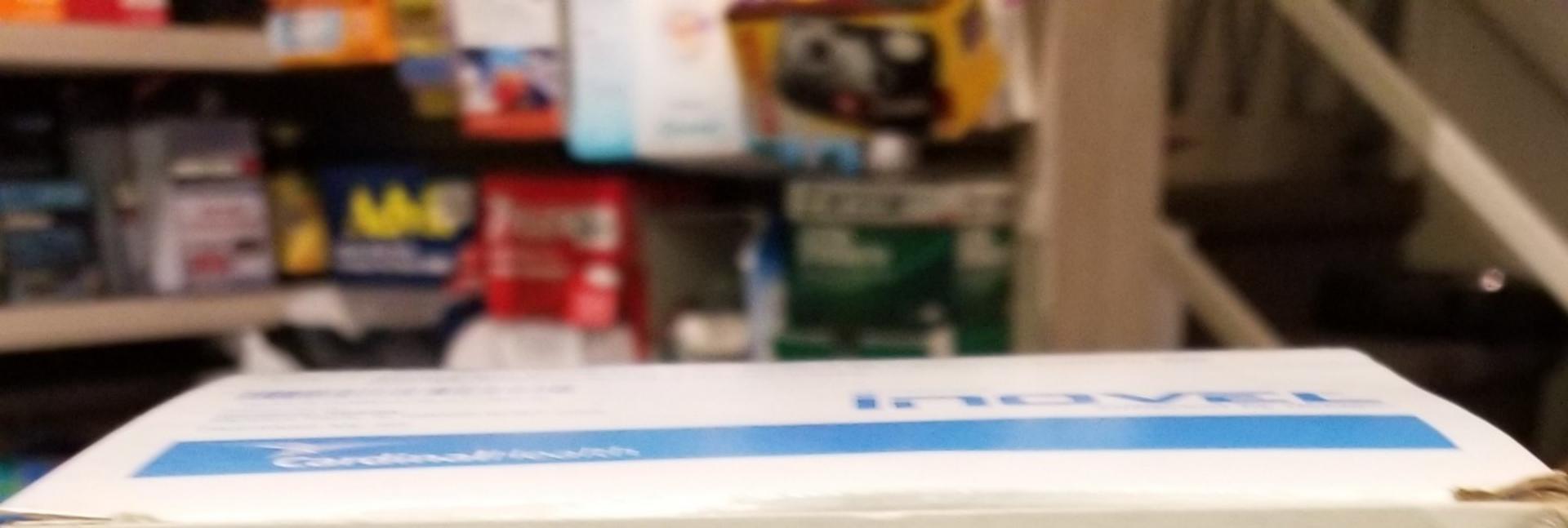
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## REF MFRN95-ML

Qty. 20

# Secure-Gard® N95 Healthcare Particulate Respirator and Surgical Mask

With Nose Cushion and Blue Straps

Secure-Gard® Respirateur médical contre les particules et Masque Chirugical de type N95

Avec Coussinet Masal et Courrolles Bleus Mascarilla Quirirgica y Bespirator de Particulas Sanitario N95

Secure-Gard® Con Almohadilla Nasal y Cintas Azules

BIG . Extra Comfort -Contoured Shape, Suit Fram Nose Custion

- · Easy to fit Wolder Mose Bridge
- Color coded sizes
- Fluid Resistant 160 mm Hg
- BFE > 38.3%
- Dura-West Prevents diane hand contact on filter nedia
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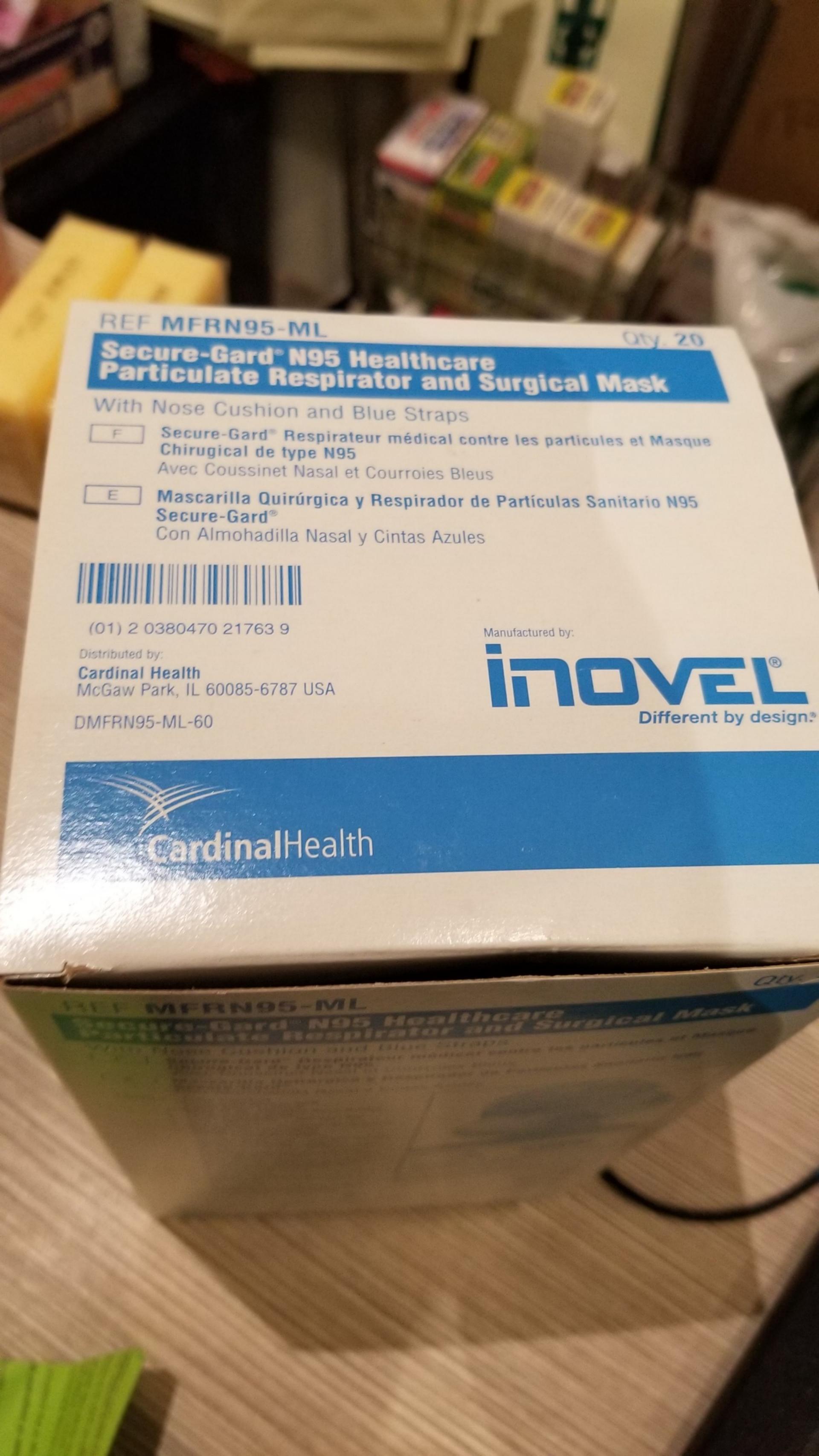
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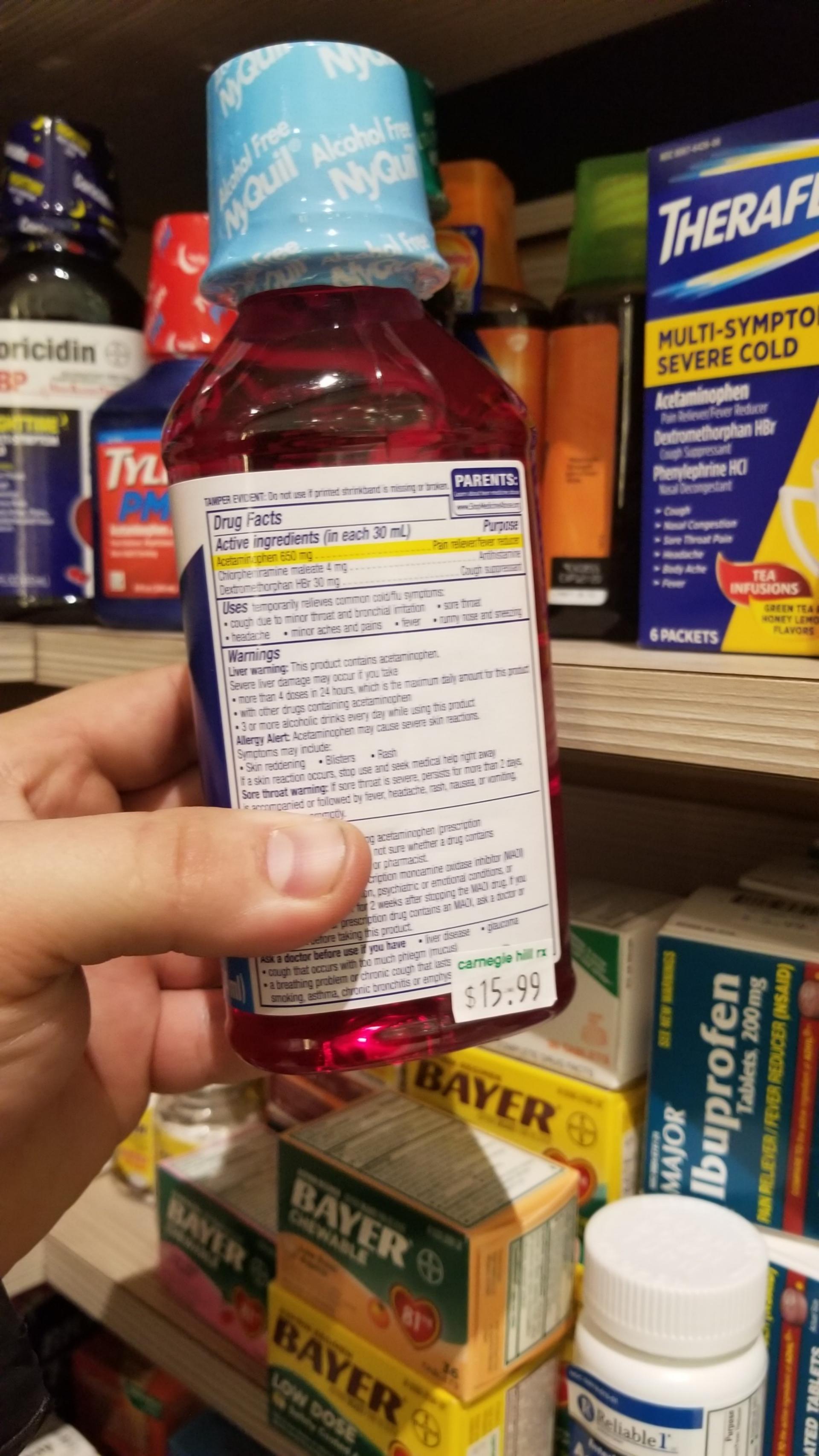








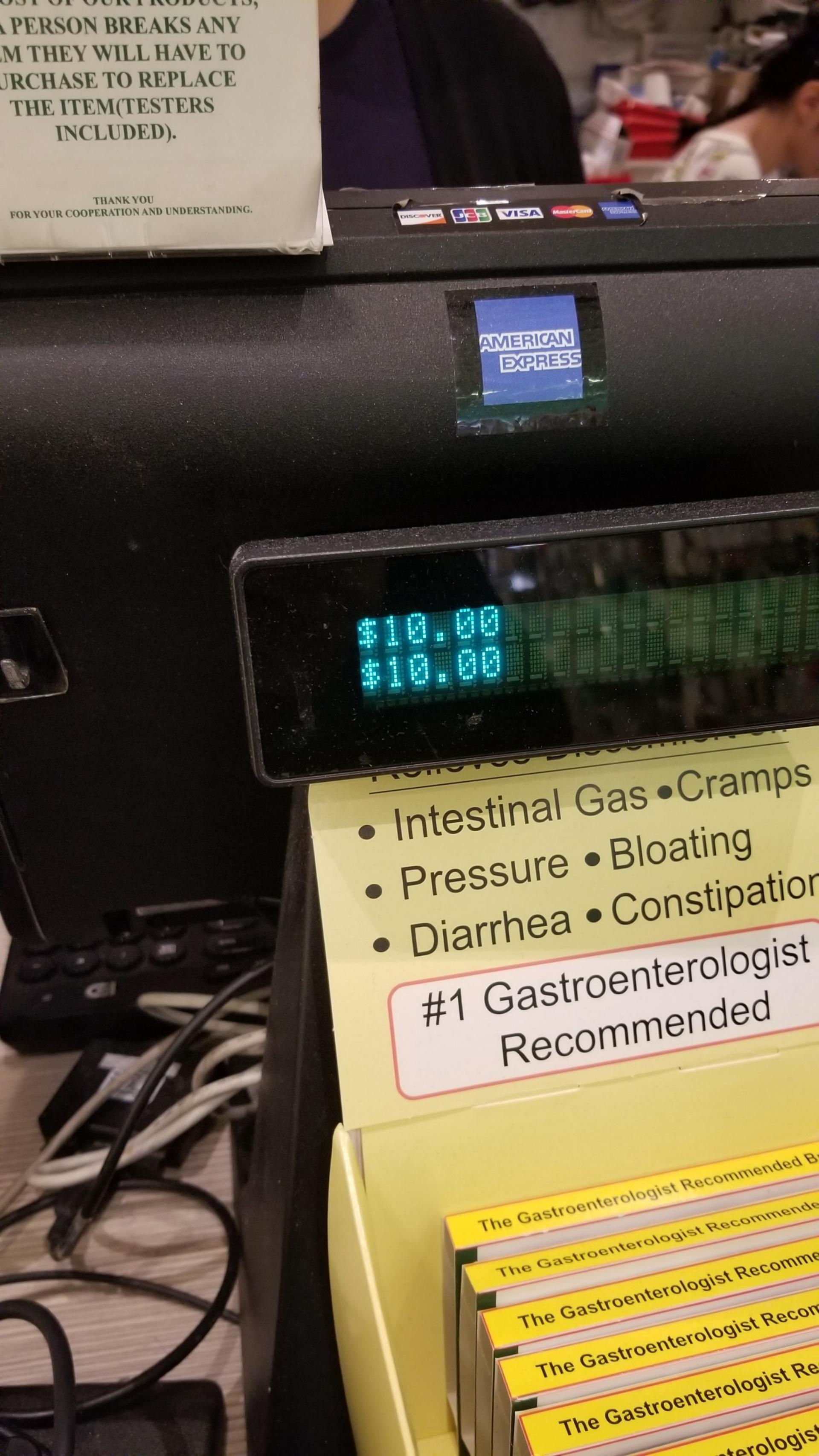














March 28, 2020

Lorelei Salas Commissioner

42 Broadway New York, NY 10004

**Dial 311** (212-NEW-YORK)

nyc.gov/dca

Re: Your Complaint against: 1721 CARNEGIE HILL PHARMACY INC

Case Number: 4981-2020-CMPL Investigation Result: In Violation

Dear Consumer:

Thank you again for contacting the NYC Department of Consumer Affairs (DCA). Above is the result of our investigation of the business.

If the result is "In Violation," DCA issued violations to the business.

If the result is "No Violation," DCA did not issue violations to the business. We will continue to monitor the business and its practices.

Sincerely,

**Consumer Services Division** 



March 20, 2020

Lorelei Salas Commissioner

42 Broadway New York, NY 10004

**Dial 311** (212-NEW-YORK)

nyc.gov/dca

Re: Case Number: 4981-2020-CMPL - 1721 CARNEGIE HILL PHARMACY INC

### **Regarding your complaint against 1721 CARNEGIE HILL PHARMACY INC**

Thank you for contacting the NYC Department of Consumer Affairs (DCA). We have carefully reviewed your complaint against 1721 CARNEGIE HILL PHARMACY INC and are investigating further. We will notify you of the results. Please allow up to six weeks.

If you do not hear from us after that time, you can call the Consumer Services Division at  $+1\ 212\ 487-4110$ .

\*4981-2020-CMPL\*