



April 1, 2020

Lorelei Salas
Commissioner

42 Broadway
New York, NY 10004

Dial 311
(212-NEW-YORK)

nyc.gov/dca

Re: Your Complaint against: CROSSBAY CHEMISTS CORP.
Case Number: 7497-2020-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

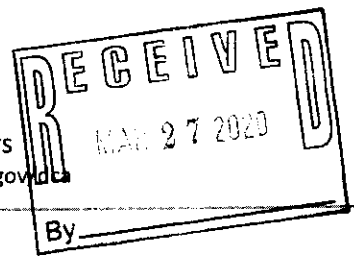


7497-2020-CMPL



SUMMONS • FOR CIVIL PENALTIES ONLY

SUMMONS NUMBER: 05453257

ENFORCEMENT AGENCY: Department of Consumer Affairs
AGENCY ADDRESS AND WEBSITE: 42 Broadway, New York, NY 10004 • nyc.gov/dca

RESPONDENT:

MAILING ADDRESS:

CROSSBAY CHEMISTS CORP
15702 CROSSBAY BLVD
Address Line 1

DBA:

LICENSE NO.:

Address Line 2 (if necessary)

Queens NY 11414
City / State / ZIP Code

EXPIRATION

DATE:

PHONE:

☐ CellPLACE OF
OCCURRENCE:☒ Same as Mailing
Address☐ Intersection☐ Landmark

No. / Direction (NE, SW, etc.) and Street

Street 2 (Intersection only)

City / State / ZIP Code

Borough

DATE OF
OCCURRENCE:TIME OF
INSPECTION:1:36 ☐ AM☒ PMto 2:05 ☐ AM☒ PM

You must respond to this summons. You can appear at the hearing (date and location below) or choose another option. For other options on how to respond, see the back of this summons.

HEARING DATE: 04,30,2020 AT: 9:00 AM/ PM

HEARING LOCATION: Office of Administrative Trials and Hearings (OATH)

BOROUGH: ☐ Bronx ☐ Brooklyn ☐ Manhattan ☒ Queens ☐ Staten Island (See reverse side for address.)

PHONE: (844) 628-4692

Refer to the Summons Number above on all communications.

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. See the back for more information.

Record ID No. 7499-2040-012	<input type="checkbox"/> Cross Reference No.	Business Category 810
Type: <input type="checkbox"/> PTL (Patrol) <input type="checkbox"/> PRQ (Mediation) <input type="checkbox"/> RCS (Consumer Services Request) <input type="checkbox"/> REV (License Revoked) <input type="checkbox"/> SUS (License Suspended) <input checked="" type="checkbox"/> Other Price Gouging		
<input type="checkbox"/> Vehicle Seizure Form	No. pages: 2	No. vehicles seized:

Respondent is charged with violating:

Key to Violations

A. TITLE 20 of the NYC ADMINISTRATIVE CODE (see columns 1, 2, and 3)			D. TITLE 1 of the NY CODES, RULES, and REGULATIONS (see column 3)				
B. TITLE 6 of the RULES OF THE CITY OF NEW YORK (see column 3)			E. NY GENERAL BUSINESS LAW (see column 3)				
C. NY AGRICULTURE & MARKETS LAW (see column 3)			F. TITLE 10 of the NYC ADMINISTRATIVE CODE, CHAPTER 1 (see column 3)				
			G. NYC Health Code (see column 3)				
			H. Other				
Start Date of Unlicensed Activity: (if applicable) ____/____/____			<input type="checkbox"/> Date of inspection <input type="checkbox"/> Date of license expiration				
			<input type="checkbox"/> Date of prior decision <input type="checkbox"/> Date of license suspension or revocation				
			<input type="checkbox"/> Date of prior settlement <input type="checkbox"/> Other:				
			<input type="checkbox"/> Date of contract				
RECIDIVISM: See all Pages for any recidivist charge(s). A "2nd," "3rd," or "4th" recidivist charge means a second, third, or fourth occurrence of the same or a related violation at the business location. Recidivists are subject to higher penalties, up to and including the maximum penalty. In addition, you may be subject to license suspension or revocation and/or sealing of your business. See Penalties section on back. Also see Title 6 of the Rules of the City of New York, beginning at Section 6-10, for a full schedule of potential penalties, which are available at: nyc.gov/dca .							
A-H	1	2	3	OATH Code	Recidivist Charge	Nature/Description of Violation	Counts
	CH.	SUB CH.	SEC.				
The number under "Counts" represents the number of individual violations of the Code, Rule, or other law with which you are being charged.							
B			5-42(b)(1)	2nd		Merchant Offers for Sale	25
				3rd		The Following Goods with	
				4th			

continued on Page 2

See additional violation pages, if applicable. If not admitting the charge(s), you MUST APPEAR IN PERSON.

NYC Charter Sections 1048 and 1049-a and the Rules of the City of New York authorize the NYC OATH to hold hearings. For hearing options, see other side of this summons.

I, an employee of the 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.

Method of Service: I/we affirm under penalty of perjury that on the Date of Occurrence, I/we served a copy of this summons in person on the Respondent by leaving a copy with:
☒ Respondent or Owner ☐ Manager ☒ Person/employee of suitable age/discretion ☐ Owner/Operator of seized vehicle☐ To be served via United States Postal Service (See Affidavit/Affirmation of Service by Mail.)

Inspector Name (Print)

Inspector Signature

Badge

I received a copy of this summons on behalf of the Respondent.

Name (Print)

Signature

Position/Relationship to Respondent

Date

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 charge(s). If you settle or cure by mail, online, or in person, you may no longer need to attend your hearing. If you settle or cure, you are admitting to the charge(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

- Your Offer of Settlement will tell you how much you need to pay. If you would like to settle, follow the instructions in the letter. *You must settle before your hearing.*
- If you do not receive an Offer of Settlement in the mail, you may still be able to settle. Visit DCA's Settlement Unit at 42 Broadway, 5th Floor, New York, NY 10004 or send an email or a text to LegalSettlements@dca.nyc.gov before your hearing to see if settlement is an option.

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

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

- Your Offer of Settlement will include information about which charge(s) you can cure and how to admit the charge(s) and submit a certification that you cured the charge(s) by mail, online, or in person. *You must submit the Cure Certification within 30 days from the date the summons is issued and before your hearing.*
- If you do not receive an Offer of Settlement in the mail, you may still be able to cure. Visit DCA's Settlement Unit at 42 Broadway, 5th Floor, New York, NY 10004 or send an email or a text to LegalSettlements@dca.nyc.gov before your hearing to see if curing is an option.
- Go to nyc.gov/dca 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:

1. **Stop the unlicensed activity.**
2. Go to 42 Broadway, 5th Floor, New York, NY 10004 and meet with a DCA Settlement Officer or send an email or a text to LegalSettlements@dca.nyc.gov.
3. 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).
4. **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, ask in person at any OATH Hearing Center location below or call 1-844-628-4692. 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/dca.

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?

أسئلة؟ 任何疑問 Kesyon?
Вопросы? ¿Preguntas?
질문 있으세요? কোনো প্রশ্ন 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 NUMBER: 05453257

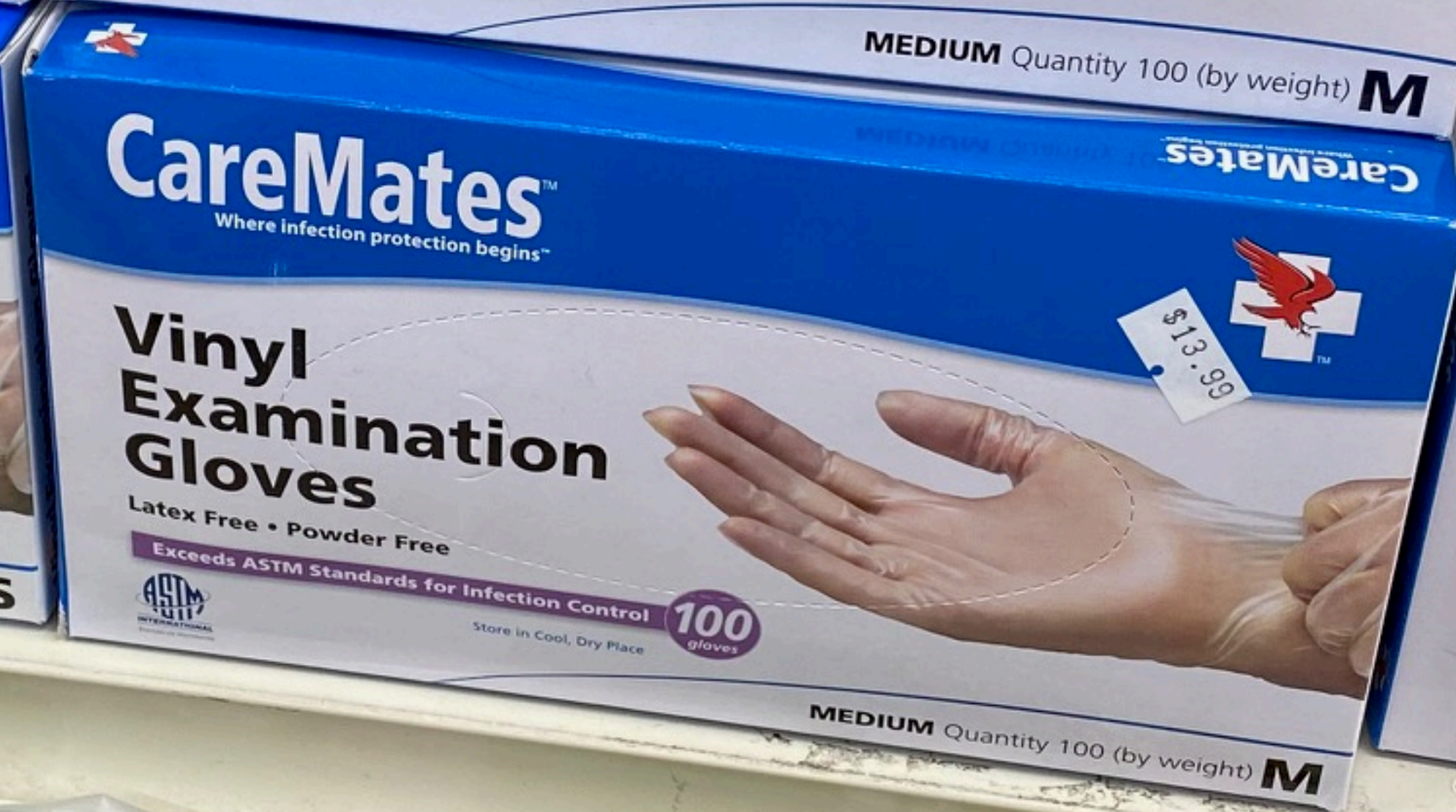
Key to Violations

A. TITLE 20 of the NYC ADMINISTRATIVE CODE (see columns 1, 2, and 3)	E. NY GENERAL BUSINESS LAW (see column 3)
B. TITLE 6 of the RULES OF THE CITY OF NEW YORK (see column 3)	F. TITLE 10 of the NYC ADMINISTRATIVE CODE, CHAPTER 1 (see column 3)
C. NY AGRICULTURE & MARKETS LAW (see column 3)	G. NYC Health Code (see column 3)
D. TITLE 1 of the NY CODES, RULES, and REGULATIONS (see column 3)	H. Other

Respondent is charged with violating (continued):

A-H	1 CH.	2 SUB CH.	3 SEC.	OATH Code	Recidivist Charge	Nature/Description of Violation	Counts
The number under "Counts" represents the number of individual violations of the Code, Rule, or other law with which you are being charged.							
					<input type="checkbox"/> 2nd <input type="checkbox"/> 3rd <input type="checkbox"/> 4th	an excessive price increase	
					<input type="checkbox"/> 2nd <input type="checkbox"/> 3rd <input type="checkbox"/> 4th	during an imminent threat	
					<input type="checkbox"/> 2nd <input type="checkbox"/> 3rd <input type="checkbox"/> 4th	to public health.	
					<input type="checkbox"/> 2nd <input type="checkbox"/> 3rd <input type="checkbox"/> 4th	1) care-mates latex free gloves	
					<input type="checkbox"/> 2nd <input type="checkbox"/> 3rd <input type="checkbox"/> 4th	100ct \$13.99 (12 Packages)	
					<input type="checkbox"/> 2nd <input type="checkbox"/> 3rd <input type="checkbox"/> 4th	2) westchester Protective Gear	
					<input type="checkbox"/> 2nd <input type="checkbox"/> 3rd <input type="checkbox"/> 4th	Gloves 100ct \$19.99 (10 Packages)	
					<input type="checkbox"/> 2nd <input type="checkbox"/> 3rd <input type="checkbox"/> 4th	3) care-mates nitrile gloves	
					<input type="checkbox"/> 2nd <input type="checkbox"/> 3rd <input type="checkbox"/> 4th	\$16.99 100ct (8 Packages)	
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STAMFORD, CT 06401-1000

STAMFORD, CT 06401-1000

EMPLOYMENT ADDRESS (Department of Social Services)
ADDRESS AND ADDRESS (Department of Social Services)

RESPONDENT:

MAILING ADDRESS:

Crosskey Chemicals Corp
15702 Crosskey Blvd

Durham, NY 14444

PLACE OF OCCURRENCE:

- ☒ Same as mailing Address
☐ Intersection
☐ Landmark

You must respond to this summons. You can appear at the hearing to respond, see the back of this summons.

HEARING DATE: 04/2

HEARING LOCATION: CH

BOROUGH: ☐ Bronx ☐ Brooklyn

Warning: If you do not respond, you may face penalties, you may lose your ability to see the back for more information.

Record ID No.

Type: ☐ PTL (Patrol)

☐ Vehicle Stop

Key

RECIDIVISM:

the same or a repeat offense, in addition, you may be subject to the Rules of the City of New York.

A-H	1	2	3
CH.	1	2	3
CH.	1	2	3

The number under "Counts" represents the number of counts under the Rules of the City of New York.

B

5-42(b)(1)

Additional violation pages, if applicable. If not administered above, affirm under penalty of perjury that I personally observed the commission of the violation. False statements made herein are punishable as a Class A Misdemeanor pursuant to Section 1048 and 1049-a and the Rules of the City of New York authorize the Manager to administer this test. Person/employee of service (See Affidavit/Affirmation of Service)



WESTCHESTER PROTECTIVE GEAR



POSI SHIELD

- Ambidextrous/ Ambidextres/ Ambidiestro
- Non-Sterile/ Non steriles/ No esterilizados

100

LATEX DISPOSABLE GLOVES
LÉGEREMENT POWDRES
GANTS LATEX JETABLES
LIGERAMENTE EMPOLVADOS
GUANTES DESECHABLES DE LATEX

- Single Use Only
- Usage unique
- Para un solo uso

S/P

CareMates
Where infection protection begins™

No contiene caucho natural de látex.

LOW DERMA
Technology in Skin Protection

Patented Technology™

PROTECTION AGAINST FENTANYL

Texturizadas en las puntas del dedo para un mejor agarre

100 guantes

MEDIANA Cantidad 100 (por peso) **M**

CareMates
Where infection protection begins™

Nitrile Examination Gloves

Powder Free • Non-Sterile

Tested for Use with 15 Chemotherapy Drugs

Use for First Aid, Health Care, Chemotherapy, Immunization, Baby Care, Diabetes Care, Pet Care, Auto Care, Food Handling, & more

- Meets ASTM D6978 for Resistance to Permeation by Chemotherapy Drugs and by Hazardous Drug Fentanyl
- Tested for Viral Penetration - ASTM F1671
- Quality Alternative to Latex Gloves

Not manufactured with natural rubber latex.

LOW DERMA
Technology in Skin Protection

Patented Technology™

PROTECTION AGAINST FENTANYL

Textured fingertips for better grip

100 gloves

LARGE Quantity 100 (by weight) **L**

CROSS BUY CHEMIST \$16.99

CareMates
Where infection protection begins™

No contiene caucho natural de látex.

LOW DERMA
Technology in Skin Protection

Patented Technology™

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LOW DERMA
Technology in Skin Protection

Patented Technology™

PROTECTION AGAINST FENTANYL

Textured fingertips for better grip

100 gloves

LARGE Quantity 100 (by weight) **L**

CROSS BUY CHEMIST \$16.99

CareMates
Where infection protection begins™

Calidad Para Exámenes Médicos

Guantes Nitrile

Libre de Polvo

Probado para su uso 15 con drogas de quimioterapia

- Baja Dermatitis Potencial
- Cumple ASTM D6978 for Resistencia a la Penetración por Fármacos de Quimioterapia y por Fentanyl
- Alternativa de Calidad para Guantes Látex
- Probado para Penetración Viral - ASTM F1671

Use para primeros auxilios, quimioterapia, cuidado de la salud, del bebé, diabetes, manejo de alimentos, auto cuidado y más

No contiene caucho natural de látex.

LOW DERMA
Technology in Skin Protection

Patented Technology™

PROTECTION AGAINST FENTANYL

Texturizadas en las puntas del dedo para un mejor agarre

100 guantes

X-GRANDE Cantidad 100 (por peso) **XG**







SUMMONS NUMBER: 05453257

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