



## FDNY SUMMONS • FOR CIVIL PENALTIES ONLY



11785833Y

SUMMONS NUMBER: 11785833Y

ENFORCEMENT AGENCY NAME: NEW YORK CITY FIRE DEPARTMENT

DIVISION: FP Unit: 15 Admin CO E234

AGENCY ADDRESS AND PHONE NUMBER: 9 MetroTech Center, 1<sup>st</sup> Flr, Bklyn, NY 11201-3657, (718) 999-2392

RESPONDENT: 1580 President LLC

DBA:

MAILING ADDRESS: 1437 CARROLL ST, Bklyn

ACCOUNT NUMBER: 0697142

NY 11213

UNIT PHONE NUMBER: 718 857 5811

CELL PHONE: 917 609 8093

DATE OF OCCURRENCE: 04/05/22

TIME OF INSPECTION: 3:30 AM (PM)

PLACE OF OCCURRENCE: 1580 President St, Bklyn

BOROUGH: Bklyn

NY 11213

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 page.

HEARING DATE: 05/24/22 AT: 8:30 AM (PM)

HEARING LOCATION: OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

Bklyn

[Borough] (See reverse side for address)

Phone: (844) 628-4692

REFER TO THE SUMMONS NUMBER ABOVE ON ALL CORRESPONDENCE.

**WARNING:** If you do not respond to this summons, the City will decide the Summons against you and penalties will be imposed. Failure to pay a civil penalty could lead to the denial of an application for, or the suspension, termination or revocation of a City license, permit or registration. In addition, the City may enter a judgment against you in court.

**ORDER TO CORRECT AND CERTIFY CORRECTION:** PLEASE TAKE NOTICE that the premises cited above is in violation of the requirements of law. It is further ORDERED by the FIRE COMMISSIONER that these violations be corrected and certified to be in compliance with the requirements of law within 35 days of the date of issuance. See back of summons for further instructions.

Details of Violation(s)

COMPLIANCE DATE: 05/10/22

Upon investigation, the New York City Fire Department has determined that the respondent is in violation of the following requirements of the New York City Administrative Code and/or the rules of the City of New York. These requirements have been grouped into violation categories (VC) for enforcement purposes. This grouping is allowed by Fire Department rule 3 RCNY §109-02

- ☐ **VC1 Portable Fire extinguishers and Fire Hoses:**  
Failed to provide and/or maintain required (portable fire extinguishers/fire hoses/other) at \_\_\_\_\_
- ☐ **VC2 Combustible Waste Containers:**  
Failed to provide required container(s) for combustible waste and/or store combustible waste in a container at \_\_\_\_\_
- ☐ **VC3 Permits:**  
Failed to (obtain/renew/possess) a permit for \_\_\_\_\_
- ☐ **VC4 Unlawful Quantity or Location of Regulated Material:**  
(Manufacture/Storage/Handle/Use) \_\_\_\_\_ of \_\_\_\_\_ in violation of permit/quantity/location restrictions.
- ☐ **VC5 Recordkeeping:**  
Failed to (maintain/produce) records for \_\_\_\_\_ at \_\_\_\_\_
- ☐ **VC6 Signs, Posting, Notices and Instructions:**  
Failed to provide and/or maintain required (signs) (postings) (notices) (instructions) for \_\_\_\_\_ at \_\_\_\_\_
- ☐ **VC7 Labels and Markings:**  
Failed to provide and/or maintain required label, or the other marking for \_\_\_\_\_ at \_\_\_\_\_
- ☐ **VC8 Storage, Accumulation and Removal of Combustible Material and Waste:**  
Failed to remove combustible waste and/or allowed the storage/accumulation of combustible material, waste and/or vegetation at \_\_\_\_\_
- ☐ **VC9 Rooftop Access and Means of Egress:**  
Failed to provide access/egress free from obstructions or impediments, and/or failed to maintain required egress at \_\_\_\_\_
- ☐ **VC10 Overcrowding:**  
Failed to limit number of persons in \_\_\_\_\_ to \_\_\_\_\_
- ☐ **VC11 General Maintenance:**  
Failed to maintain \_\_\_\_\_ in (good working order/clean condition) or in compliance with (general maintenance/housekeeping) requirements.
- ☐ **VC12 Fire Protection Systems:**  
Failed to provide and/or maintain required \_\_\_\_\_ at \_\_\_\_\_ and/or prevent unnecessary/unwarranted alarms.
- ☐ **VC13 Flame-Resistant Materials:**  
Failed to provide and/or maintain required flame-resistant materials \_\_\_\_\_ at \_\_\_\_\_
- ☒ **VC14 Fire-Rated Doors and Windows:**  
Failed to (provide/protect/maintain) required (fire-rated/self-closing/access) door or window at Basement Boiler Room Door
- ☐ **VC15 Fire-Rated Construction:**  
Failed to provide and/or maintain required fire-rated construction of \_\_\_\_\_ at \_\_\_\_\_
- ☐ **VC16 Ventilation:**  
Failed to provide and/or maintain required ventilation \_\_\_\_\_ at \_\_\_\_\_ for \_\_\_\_\_
- ☐ **VC17 Certificates of Fitness and Certificates of Qualification:**  
Failed to obtain and/or produce required (Certificate of Fitness/Certificate of Qualification for \_\_\_\_\_

- ☐ **VC18 Certificates of Approval, Certificates of License and Company Certificates:**  
Failed to obtain and/or produce required Certificate of Approval for \_\_\_\_\_ Certificate of License, or Company Certificate for \_\_\_\_\_
- ☐ **VC19 Affidavits, Design and Installation Documents and Other Documentation:**  
Failed to (prepare/produce/submit) required documentation: \_\_\_\_\_
- ☐ **VC20 Inspection and Testing:**  
Failed to conduct required (initial/periodic) inspection or test of \_\_\_\_\_ at \_\_\_\_\_
- ☐ **VC21 Portable Containers:**  
Failed to (provide/use) required container for \_\_\_\_\_ at \_\_\_\_\_
- ☐ **VC22 Stationary Tanks:**  
Failed to provide required stationary tank storage system for \_\_\_\_\_ at \_\_\_\_\_
- ☐ **VC23 Storage Facilities:**  
Failed to provide required storage (cabinets/enclosures/rooms/vaults) at \_\_\_\_\_
- ☐ **VC24 Storage of Hazardous Materials/Commodities:**  
Failed to provide required racks and/or shelf storage, and/or failed to store \_\_\_\_\_ at \_\_\_\_\_
- ☐ **VC25 Electrical Hazards:**  
Failed to provide and/or maintain required electrical devices/equipment and/or allowed electrical hazards to exist at \_\_\_\_\_
- ☐ **VC26 Heating and Refrigeration Equipment and Systems:**  
Failed to provide and/or maintain required (heating/refrigerating) system for \_\_\_\_\_ at \_\_\_\_\_
- ☐ **VC27 Electrical Lighting Hazards:**  
Failed to provide, protect, and/or maintain required lighting devices or equipment at \_\_\_\_\_
- ☐ **VC28 Open Fires, Open Flames and Sparks:**  
Unlawfully (lit/maintained/operated/used/failed to protect) (open fire open flame/sparking device) at \_\_\_\_\_
- ☐ **VC29 Designated Handling and Use Rooms Areas:**  
Failed to provide required (room/area) for (handling/use) of \_\_\_\_\_
- ☐ **VC30 Emergency Planning and Preparedness:**  
Failed to comply with emergency planning and preparedness requirements

## Repeat Violation (§15-229)

- ☐ Repeat violation of VC(s) \_\_\_\_\_ as previously cited on Summons# \_\_\_\_\_ (Respondent must appear at hearing)

## False Certification (§15-220.1)

- ☐ Willfully falsified Certificate of Correction for Summons# \_\_\_\_\_ (Respondent must appear at hearing.)
- ☐ Failed to Comply with Commissioner's Order to Correct and Certify (§15-231)
- ☐ On previously cited Summons# \_\_\_\_\_ (Respondent must appear at hearing)

## Other Fire Code/Rule Violations:

Description of Violation: VC 14: maintain the Basement Boiler Room Door to be self-closed against smoke and fire passage as required by FC 703.1

☐ Supplement Attached Maximum penalty for each First Offense: \$1,000.

Maximum penalty for each Repeat Violation: \$5,000.

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

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.

Signature: [Signature]Print Name/ID: M. A. J. A. L. ; 1526982Title: FPI



## AFFIDAVIT (CERTIFICATE\*) OF SERVICE

STATE OF NEW YORK )

) ss.:

COUNTY OF

Kings

The undersigned being duly sworn\*, deposes and says, that s/he is not a party to the action and is over eighteen (18) years of age, that on April 5th, 2022, at 3:30 pm a.m. at [address:] 1580 president st, Bklyn NY 11213, s/he

served the attached Summons on the Respondent named herein, as follows:

## 1. Individual Respondent

☐ by delivering a true copy to [insert name:] \_\_\_\_\_, who is the respondent.

## 2. Partnership Respondent

☐ by delivering a true copy to [insert name:] \_\_\_\_\_, who informed me that s/he is the [insert position:] \_\_\_\_\_ of said respondent.

## 3. Corporate Respondent

☐ by delivering a true copy to [insert name:] \_\_\_\_\_, who informed me that s/he is the [insert position:] \_\_\_\_\_ of said respondent.

## 4. Affixing of Summons and Hearing

A. I attempted to personally serve the attached Summons on the respondent named herein but was unable to do so because, having entered the premises and having identified myself, I was:

1. ☐ advised by [insert name:] \_\_\_\_\_ that the respondent was not present;
2. ☐ advised by [insert name / relationship to building:] \_\_\_\_\_ that an appropriate representative of the partnership respondent or corporate respondent was not present;
3. ☐ unable to locate anyone within the premises to inform me whether an appropriate representative of the respondent was present. No one responded to any bells, knocks or calls and there were no signs visibly posted reflecting any contact information;

4. ☒ advised by [insert name / relationship to building:] Ivan Kradici that no officer, director, managing agent, agent, or partner of respondent partnership/corporation was present.

B. ☒ Thereupon, I affixed the Summons at the foregoing location in the following place: taped on the wall of the lobby of the house

[The following is to be completed if a person was served with the Summons.]

Description of Individual. Deponent describes the individual served as follows:

<input type="checkbox"/> Male	<input type="checkbox"/> Fair Complexion	<input type="checkbox"/> Black Hair	<input type="checkbox"/> 14-20 yrs	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 lbs.
<input type="checkbox"/> Female	<input type="checkbox"/> Medium Complexion	<input type="checkbox"/> Brown Hair	<input type="checkbox"/> 21-35 yrs	<input type="checkbox"/> 5'0" - 5'3"	<input type="checkbox"/> 100-130 lbs.
	<input type="checkbox"/> Dark Complexion	<input type="checkbox"/> Blond Hair	<input type="checkbox"/> 36-50 yrs	<input type="checkbox"/> 5'4" - 5'8"	<input type="checkbox"/> 131-160 lbs.
		<input type="checkbox"/> Gray Hair	<input type="checkbox"/> 51-65 yrs	<input type="checkbox"/> 5'9" - 6'0"	<input type="checkbox"/> 161-200 lbs.
		<input type="checkbox"/> White Hair	<input type="checkbox"/> Over 65 yrs	<input type="checkbox"/> Over 6'	<input type="checkbox"/> Over 200 lbs.
		<input type="checkbox"/> Red Hair			
		<input type="checkbox"/> Bald			

Other identifying characteristics: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: 04/05/22

Printed Name: \_\_\_\_\_

M. Agha

Inspector's Identification Number: \_\_\_\_\_

1526982

\*If not sworn, this statement shall constitute a certificate of service.

Sworn to before me on \_\_\_\_\_

04/06-2022

Signature of Certifying Officer \_\_\_\_\_