



REQUEST FOR ADJUDICATION BY MAIL
(Withdrawal of Prosecution)

James S. Oddo, Esq.
Commissioner

TO: OATH Hearings Division
DATE: 12/6/2024

Ivy Chiu, Esq.
Director of Legal Matters
Administrative Enforcement Unit
ichiu@buildings.nyc.gov

RE: **Summons: 39131083H**

Respondent: 109E9 LLC
Place of Occurrence: 109 East 9 Street, Manhattan
Initial Hearing Date: 1/30/2025

AEU-5th Floor
22 Reade St.
New York, NY 10007
www.nyc.gov/buildings

+1 212 720-0613 tel

The Department of Buildings is requesting a withdrawal of prosecution for the above-referenced summons for the reason(s) stated below:

Petitioner's Justification

The above referenced summons, 39131083H, is withdrawn. The current OATH hearing status is 'Pending' scheduled to be initially heard on 1/30/2025. The summons was issued for work without permit for 6 metal sho[r]ing and reinforcing beams installed on the 1st floor to address a structural defect. After further review, we have determined that a permit covering the work observed was approved before the violation was issued. As such, we are withdrawing the above referenced summons reserving the right to reissue if appropriate.

Thank you,

Ivy Chiu, Director of Legal Matters
NYCDOB Administrative Enforcement Unit

cc: 109E9 LLC
109 East 9th Street
New York, NY 10003

City of New York
P.O. Box 2339
Peck Slip Station
New York NY 10272-2339



Mailing date of this order: 12/12/2024
Respondent: 109E9 LLC
Summons # : 039131083H



109E9 LLC
109 E 9TH ST
NEW YORK, NY 10003-5413

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DECISION BASED ON PETITIONER'S REQUEST TO WITHDRAW PROSECUTION

The issuing agency has notified OATH of its intent to withdraw prosecution of summons number issued to respondent 109E9 LLC.

Accordingly summons is dismissed, and the respondent does not have to appear at OATH.


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NYC Department of Buildings
OATH/ECB Violation Details

[Click here for more information about Severity, Violation and Hearing Statuses](#)

Premises: 109 EAST 9 STREET MANHATTAN Filed At: 109 EAST 9 STREET , MANHATTAN , NY 10003
BIN: [1008963](#) Block: 555 Lot: 40 Community Board: 103

OATH/ECB Violation Summary

VIOLATION RESOLVED

OATH/ECB Violation Number: 39131083H

[View Image of Summons/Notice at OATH](#)

Severity: CLASS - 2

Certification Status: N/A - DISMISSED

Penalty Balance Due: \$0.00

Hearing Status: DISMISSED

Respondent Information

Name: 109E9 LLC
Mailing Address: 109 EAST 9 STREET , NEW YORK , NY 10003

Violation Details

Violation Date: 11/22/2024 Violation Type: CONSTRUCTION
Served Date: 11/22/2024 Inspection Unit: REAL TIME ENFORCEMENT (DAYS)

Infraction Codes	Section of Law	Standard Description
201	28-105.1	WORK WITHOUT A PERMIT

Specific Violation Condition(s) and Remedy:

ATOI OBSERVED: 6 METAL SHOOTING INSTALLED AT 1ST FLOOR AND REINFORCING BEAMS WITH WOOD SUPPORTING THE APTS ABOVE USING TO FIX STRUCTURE DEFECT WITHOUT DOB PERMIT. ECB VIOLATION ISSUED., OBTAIN ALL PERMITS

Issuing Inspector ID: 3260

DOB Violation Number:

Issued as Aggravated Level: NO

Dept. of Buildings Compliance History and Events

Certification Status: **N/A - DISMISSED**

Compliance On:

A Certificate of Correction must be submitted to the Administrative Enforcement Unit (AEU) for all violations. A violation that is not dismissed by OATH/ECB will continue to remain ACTIVE or "open" on DOB records until acceptable proof is submitted to the AEU, even if you have paid the penalty imposed by OATH/ECB.

OATH/ECB Hearing Information

Scheduled Hearing Date/Time: 01/30/2025 9:30

Hearing Status:

DISMISSED

OATH/ECB Penalty Information

Penalty Imposed: \$0.00

Adjustments: \$0.00

Penalty Balance Due: \$0.00

Amount Paid: \$0.00

If you have any questions please review these [Frequently Asked Questions](#), the [Glossary](#), or call the 311 Citizen Service Center by dialing 311 or (212) NEW YORK outside of New York City.