

DEPARTMENT OF CONSUMER AFFAIRS
CITY OF NEW YORK

-----X

DEPARTMENT OF CONSUMER AFFAIRS, :

CONSENT ORDER

Complainant, :

VIOLATION NO.

-against- :

LL 5287264

Jayson R. Gladstone :



Respondent. :

PEDICAB DRIVER

License # 1264949

-----X

Jayson R. Gladstone ("Respondent") acknowledges receipt of notice from the New York City Department of Consumer Affairs that from 2010-2011 Respondent violated the New York City Administrative Code section 20-259(a) and (c) by operating a pedicab on numerous occasions in a public park in violation of the rules of the Parks Department. Pursuant to Section 20-257 of the Code, the Commissioner of Consumer Affairs may refuse to renew a pedicab driver license on that basis. Respondent has applied for the renewal of his pedicab driver license. Respondent consents to this Consent Order ("CO") to resolve the violations.

Renewal of License

1. The Department will renew Respondent's license subject to the conditions set forth in this Consent Order.

Duty to Comply with Law

2. As a pedicab driver, Respondent shall strictly and promptly comply with Chapter 1 of the Code, beginning at Section 20-101 (known as the License Enforcement Law); Chapter 2, Subchapter 9, Section 20-257 *et seq.* of the code (known as the Pedicab Driver Licensing Law); Chapter 5, Subchapter 1, Section 20-700 *et seq.* of the Code (known as the Consumer Protection Law); 6 RCNY Section 5-01 *et seq.* (known as the Consumer Protection Law Rules); Chapter 2, Subchapter GG of 6 RCNY (known as the Pedicab License Rules); and this CO.

Probation

3. From the date of signing this CO until the end of the 2012 pedicab driver license term, April 30, 2013, Respondent will be on probation.
4. If Respondent accrues five (5) or more summonses or notices during the 2012 pedicab driver license term, probation will be extended until Respondent has received dispositions for all summonses or notices received during that term.

5. If Respondent is found guilty of the charges alleged in of five or more summonses or violations received during the probationary period, Respondent's pedicab driver license will be automatically revoked for one (1) year.

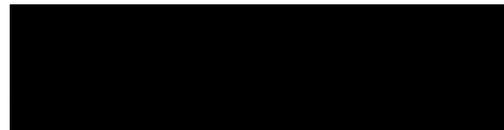
Reporting Requirements

6. If Respondent is arrested, or receives a summons or complaint for a traffic-related offense or other notice of violation of any law or regulation, while operating a pedicab, Respondent shall provide a copy of the record of such arrest or a copy of such summons, complaint or notice of violation within five (5) business days of receipt of such documents to the Department of Consumer Affairs ("the Department").
7. If there is a new hearing date for the summons or complaint or notice of violation Respondent shall provide the new hearing date to the Department within five (5) business days of the granting of a new hearing date.
8. Respondent shall obtain a copy of the disposition of every such arrest, summons, complaint, or notice of violation and provide it to the Department within five (5) business days of receipt of such disposition.
9. When reporting to the Department Respondent shall submit the Pedicab Driver Reporting Form, which is attached to this agreement as Schedule A.
10. Respondent shall submit the documents to the **Legal Compliance and Fitness Division, 42 Broadway, 9th Floor, New York, NY 10004 or fax to (212) 487-4390**

Agreed to for the Respondent by:

Accepted for the Department of Consumer Affairs
by:


Jayson Gladstone Date 5/24/12



5.252010

Licensing Attorney


Michael Berlin Date 5/24/12

Michael Berlin Date
Attorney for Respondent

Businesses licensed by the Department of Consumer Affairs (DCA) must comply with all relevant local, state and federal laws. Copies of New York City licensing and consumer protection laws are available in person at DCA's Licensing Center, located at 42 Broadway, 5th Floor, New York, NY, by calling 311, New York City's 24 hour Citizen Service Hotline, or by going online at www.nyc.gov/consumers.