

CITY OF NEW YORK
DEPARTMENT OF CONSUMER AFFAIRS

-----X
DEPARTMENT OF CONSUMER AFFAIRS,

Complainant,

-against-

WALID IBRAHIM,



Respondent.

CONSENT ORDER

Violation No. LL # 5287403

PROCESS SERVER
INDIVIDUAL

Process Server License
1223318

-----X
Walid Ibrahim ("Respondent") agrees, acknowledges, and consents to this Consent Order ("CO") to settle the above captioned violation with the Department of Consumer Affairs ("DCA" or "the Department") and agrees as follows:

ACKNOWLEDGMENT OF SERVICE

Respondent acknowledges receipt of the Notice of Hearing in the above captioned matter, which charged him with violating provisions of Title 20 of the Administrative Code of the City of New York (the "Code"), found in: Chapter 1 of the Code, beginning at Section 20-101 (the "License Enforcement Law"); Chapter 2 of the Code, Subchapter 23, beginning at Section 20-403 (known as the Process Servers Law); Title 6 of the Rules of the City of New York ("6 RCNY"), beginning at Section 1-01 (known as the License Enforcement Rules); Title 6 of the Rules of the City of New York, Chapter 2, Subchapter W, beginning at Section 2-231 (the "Process Servers Rules") in connection with his Process Server license.

I. DEFINITIONS:

A. Terms are defined in 6 RCNY § 2-231.

II. BAR TO REAPPLYING FOR A PROCESS SERVER LICENSE IN THE CITY OF NEW YORK

1. Respondent agrees to be barred from reapplying for any process server license issued by the Department for a period of five years (5) beginning on October 17, 2011.

2. During the said five (5) year period, Respondent shall be prohibited from engaging in process serving activity in the City of New York including but not limited to serving, assigning, distributing or delivering process for service to anyone else to serve on his behalf or on behalf of any company in which Respondent owns a ten (10) or more percent share or interest nor conduct any process server business whatsoever in the City of New York.
3. Should Respondent reapply and be issued a process server license at any time after the expiration of the five (5) year period, Respondent agrees to comply with all the provisions of this Agreement as condition of the issuance of a process server license to Respondent or on behalf of any company in which Respondent owns a ten (10) or more percent share or interest.
4. Any time frame imposed by this Agreement shall begin to toll as of the date of the subsequent issuance of a process server license to Respondent.

III. INJUNCTIVE RELIEF

A. Duty to Comply With Law:

- 1) Respondent shall strictly and promptly comply with all laws, rules, regulations and requirements of the federal, state and municipal authorities and this CO when serving process.
- 2) Respondent shall provide either (i) proof of current compliance with the surety bond requirement provided by 6 RCNY § 2-232a; or (ii) proof of exemption under 6 RCNY § 2-232b.

B. Surrender of License:

- 1) Respondent shall immediately surrender his process server individual license and cease all process serving and process serving activities.

IV. FINES

- 1) Respondent shall pay a fine of **\$1000.00** in settlement of all the violations to date in the form of a certified / bank check or money order made payable to the "NYC Department of Consumer Affairs" before the parties execute this CO.

V. RESOLUTION OF CONSUMER COMPLAINTS

- 1) Respondent shall provide to the Department a reply to all consumer complaints to the Department relating to Respondent's process serving activity within ten (10) business days of the receipt the complaint.
- 2) Respondent shall respond to any subsequent communications from the Department concerning the complaint within five (5) business days.

- 3) Nothing in this provision waives or diminishes Respondent's obligation to comply with 6 RCNY Section 1-13.
- 4) Respondent shall provide to the Department a copy of every written complaint that Respondent receives from any other governmental body and from any non-governmental entity and Respondent's response thereto within ten days of Respondent's receipt of the complaint. Respondent shall report to the Department the resolution of every such complaint and provide a copy of any writing setting forth the resolution within ten (10) business days of such resolution.

VI. BREACH OF THIS CO

- 1) A finding, after notice and hearing, that Respondent has committed a material breach of the terms of this CO or any other law or Rule of the Department shall be sufficient grounds for ineligibility of the Respondent to be licensed for an additional period of five (5) years.
- 2) Specific violations of this CO shall constitute independent and separate violations of any applicable law, regulation or rule.
- 3) Violations of law and violations of this CO shall be assessed as separate fines, with a maximum penalty of \$1,000.00 each.
- 4) The following conduct shall be grounds for revocation of Respondent's DCA licenses:
 - a. Respondent's failures to pay any restitution or fine ordered by DCA's administrative tribunal; or
 - b. Respondent's failure to pay any consumer restitution awarded by any other court or administrative body of competent jurisdiction within thirty days of Respondent's receipt of the decision of such court or the exhaustion of all appeals therefrom, whichever is later.

VII. WAIVER OF APPEALS

- 1) Respondent waives any right to a hearing, appeal of or any challenge of the facts alleged by the above-referenced violation under Sections 20-104 of the Code or under Article 78 of the New York State Civil Practice Law and Rules, Sections 7801-7806, in any forum.

VIII. DEPARTMENT'S AUTHORITY

2) Nothing in this CO shall be construed to limit in any way the authority of the Department to exercise its regulatory or enforcement powers under Sections 20-104 or 20-409 of the Code.

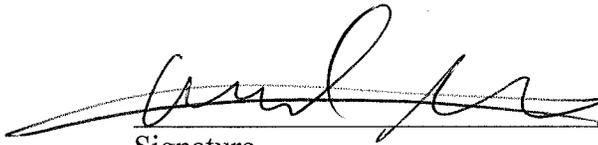
Agreed to by Respondent

Accepted for the Department of Consumer Affairs

By: Walid Ibrahim

By: [Redacted] sq.

Staff Counsel
Legal Compliance & Fitness


Signature _____ Date 10/17/11


Signature _____ Date 10/17/11

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.