



The City of New York
Department of Investigation

ROSE GILL HEARN
COMMISSIONER

80 MAIDEN LANE
NEW YORK, NY 10038
212-825-5900

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CONTACT: DIANE STRUZZI
(212) 825-5931

DOI ARRESTS DEPARTMENT OF BUILDINGS ELEVATOR INSPECTOR FOR "DOUBLE DIPPING"

--DOB tip led to DOI investigation--

--Pleaded guilty to a violation, resigned from \$63,000 City job, will pay restitution to the City--

ROSE GILL HEARN, Commissioner of the New York City Department of Investigation ("DOI"), announced today the arrest of EDWARD HOLIHAN, who was employed with both the New York City Department of Buildings ("DOB") as an elevator inspector and the New York State Metropolitan Transportation Authority ("MTA") as an elevator maintenance supervisor, on criminal charges of falsifying time sheets by claiming he worked for both agencies at the same time. ROBERT LIMANDRI, Commissioner-designate of DOB, whose office notified DOI about the matter and assisted in the investigation, joined Commissioner Gill Hearn in the announcement. Both commissioners thanked MTA Inspector General (IG) Barry Kluger, whose office participated in the investigation and New York County District Attorney Robert M. Morgenthau, whose office prosecuted the case.

HOLIHAN, 48, of the Bronx, was arrested today on charges of Offering a False Instrument for Filing in the Second Degree and Official Misconduct, both class A misdemeanors. Conviction of a class A misdemeanor is punishable by up to a year's incarceration. In criminal court in Manhattan today, HOLIHAN pleaded guilty to Disorderly Conduct, a violation, resigned from DOB, and was ordered to pay \$3,524 in restitution to the City and a fine of \$250. The MTA IG has referred the matter for disciplinary action by that agency.

DOI Commissioner Rose Gill Hearn said, "The last thing this City needs is an elevator inspector burning the candle at both ends, falsifying public records, and collecting unearned pay from the taxpayers. DOI will work with DOB to ensure that this kind of abuse is eliminated, particularly in safety-sensitive positions."

DOB Commissioner-designate Robert LiMandri said, "The allegations against this inspector are disgraceful. The Department of Buildings uncovered the misconduct, and we have worked closely with the Department of Investigation to ensure his surrender and arrest today. As a precaution, every elevator recently assigned to this inspector has been re-inspected. By the end of the year, our inspectors will begin to receive state-of-the-art hand-held computers, which will confirm an inspector's presence at a site through the use of global positioning system (GPS) technology."

MTA Inspector General Barry Kluger said, "I am pleased that my office and our partners worked so cooperatively on this investigation and prosecution. Joint efforts such as this send a clear message that all available resources will be brought to bear against those who abuse the public trust."

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HOLIHAN, who has been employed by the MTA for 27 years and receives an MTA salary of \$59,088, began employment with DOB in 2004. His most recent DOB salary was \$62,920. HOLIHAN worked an overnight shift at the MTA, from 11:00 p.m. to 7:00 a.m., and a daytime shift at DOB, from 8:00 a.m. to 4:30 p.m. According to the criminal complaint, the investigation revealed that between March 2007 and September 2007, HOLIHAN submitted timesheets for 124 hours that he claimed he worked both overtime for the MTA and his regular shift for DOB. But the investigation found that during those hours he worked only for the MTA and not for DOB. The false timesheets resulted in HOLIHAN'S receiving \$3,524 from DOB for hours when he performed no work for that agency.

DOB's Office of Internal Audits and Discipline ("IAD") found discrepancies in HOLIHAN'S timesheets and notified DOI, resulting in the investigation and the actions announced today.

The investigation was conducted by DOI's Inspector General for DOB Michael Carroll and members of his staff, specifically, Special Investigator Sadie Lopez, Deputy Inspector General Edward Zinser and Chief Investigator Byron Biggerstaff, with the assistance of DOB's IAD, specifically, Acting Executive Director Sal Agostino and Supervising Attorney Kevin Schultz, and the MTA IG.

The office of the New York County District Attorney Robert M. Morgenthau prosecuted the case, which is assigned to Assistant District Attorney Gary Snitow.

Criminal complaints are accusations. Defendants are presumed innocent until proven guilty.

DOI is one of the oldest law-enforcement agencies in the country. The agency investigates and refers for prosecution City employees and contractors engaged in corrupt or fraudulent activities or unethical conduct. Investigations may involve any agency, officer, elected official or employee of the City, as well as those who do business with or receive benefits from the City.

**Get the worms out of the Big Apple.
To report someone ripping off the city, call DOI at (212) 825-5959.**