

SUMMONS NUMBER: 30412-19L0

ENFORCEMENT AGENCY NAME: DEPT. OF HEALTH AND MENTAL HYGIENE

DIVISION: Disease Control **BUREAU:** Immunization

AGENCY ADDRESS AND PHONE NUMBER: 42-09 28th Street, Long Island City, NY 11101 **Phone:** 347-396-7998

RESPONDENT: [REDACTED] **ID NUMBER:** [REDACTED]

ADDRESS: [REDACTED] BROOKLYN, NY 11211 **PHONE:**

DATE AND TIME OF OCCURRENCE: June 12, 2019 AT 9:28 AM **BOROUGH:** Brooklyn

PLACE OF OCCURRENCE : [REDACTED]

The respondent is summoned to appear and respond to the details of violation(s) stated below.

HEARING DATE: July 31, 2019 AT 10:00 AM

**** RESPONDENT MUST APPEAR IN PERSON ****

OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS:

- | | | | | |
|---|--|--------------------------------|---|---|
| <input type="checkbox"/> Manhattan | <input type="checkbox"/> Staten Island | <input type="checkbox"/> Bronx | <input type="checkbox"/> Queens | XX Brooklyn |
| 66 John Street | 350 St. Marks Place | 3030 Third Avenue | 31-00 47 th Avenue | 9 Bond Street |
| 10 th & 11 th Floor | Main Floor | Room 250 | 3 rd & 4 th Floor | 6 th & 7 th Floor |
| New York, NY 10038 | Staten Island, NY 10301 | Bronx, NY 10455 | Long Island City, NY 11435 | Brooklyn, NY 11201 |

INSTRUCTIONS FOR RESPONDING TO THIS SUMMONS ARE ON THE BACK OF THIS PAGE OR ATTACHED.

REFER TO THE SUMMONS NUMBER ABOVE ON ALL CORRESPONDENCE.

WARNING: If you do not show up for your hearing (or pay the penalty by mail if permitted) the Summons will be decided against you and penalties will be imposed. Your license may also be suspended or revoked. In addition, the City may enter a judgment against you in court.

Details of Violation(s)

#	Code Section	Violation Description
1	NYC HC 3.05	In response to the active measles outbreak in certain parts of Brooklyn, the NYC Commissioner of Health declared a public health emergency on April 9, 2019 and published a Commissioner's Order ("Order") pursuant to Article 3 of the NYC Health Code ordering all persons who live, work or attend school within ZIP codes 11205, 11206, 11211 and 11249 to be vaccinated against measles within forty eight hours of the Order. On April 17, 2019, the NYC Board of Health unanimously approved a Resolution ("Resolution") continuing the public health emergency and requirement that all persons living, working or attending school in these affected ZIP codes be vaccinated against measles. The Resolution further provides that any person who is not vaccinated, or the parent and/or guardian of a child who is not vaccinated, shall be fined unless they demonstrate proof of immunity or that immunization is not medically appropriate. A copy of the Order and Resolution are attached to this Summons for reference. A review of Department records shows that Respondent's child, [REDACTED], who is at least six months old, lives at: [REDACTED], which is located in one of the affected zip codes listed in the Order. On June 12, 2019, a review of the Department's Citywide Immunization Registry, which collects immunization records for all children receiving vaccines in NYC and is required to be updated by medical providers, found that child [REDACTED] has no record of measles immunization. Respondent has failed to vaccinate child [REDACTED] or otherwise submit acceptable proof of immunity in violation of the Order.

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. For hearing options, see other side of this notice

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.



Pooja Jani _____ **06/13/2019** _____
Print Name **Signature** **ID** **Date**

I acknowledge that I have received a copy of this Summons and instructions for responding and that I am authorized to accept service of this Summons.
Received by:

Print Name **Signature** **Title** **Date:**



Health

Information on Measles and the Civil Summons

This document provides information about measles exposure and the civil summons issued to you by the New York City Department of Health and Mental Hygiene related to the measles outbreak in Williamsburg, Brooklyn.

Summons Number: 30412-19L0

Why was I issued a summons?

The Health Department has issued a civil summons to you for failing to comply with the April 9, 2019 Order of the Commissioner regarding measles.

You have the right to a hearing at the New York City Office of Administrative Trials and Hearings (OATH) (Hearings Division). Follow the instructions that are attached to the summons.

How can I provide information to show that I, or my child, have been vaccinated, have immunity or have a medical exemption?

If you believe that you or your child have received the measles, mumps, and rubella (MMR) vaccine; have immunity to measles; or have a medical condition that prevents you from getting the MMR, you may submit medical records (these include vaccination records, serology report to prove immunity, or medical documentation for an exemption).

New Residents

If you or your child were not born in the city, your provider will need a copy of the immunization history to add to the Citywide Immunization Registry (CIR) record. You should contact your or your child's previous health care provider, or the last school you or your child attended, for your immunization records. The state where you previously lived may also have your records in its immunization registry.

If you moved to the city from elsewhere in New York State, the immunization record may already be in the CIR. You should contact your or your child's previous health care provider, the last school you or your child attended, the New York State Department of Health, or your local (county) health department for your immunization records.

All records submitted to the Health Department must be signed and dated by a medical professional. The Health Department will review the medical records and may withdraw the summons.

Submit the medical record to the Health Department. Fax it to 347-396-8844 or email a copy of the record to measlesreview@health.nyc.gov.

If your medical provider does not have MMR vaccine or if you need to find a vaccine clinic, call 311 or go to the Health Department website <https://www1.nyc.gov/site/doh/index.page>.

Where can I find information about the Order of the Commissioner, measles or the MMR vaccine?

Information about the Order of the Commissioner, measles and the MMR vaccine is on the NYC Health Department's website at nyc.gov/health. Or call 347-396-7998 to speak to someone at the Health Department.