

CITY OF NEW YORK
COMMISSION ON HUMAN RIGHTS

In the Matter of the Complaint of:

THE NEW YORK CITY COMMISSION ON
HUMAN RIGHTS,

Complainant,

— against —

AMBER COURT ASSISTED LIVING LLC,

Respondent.

VERIFIED COMPLAINT

Complaint No. M-H-V-26-163998

NATURE OF THE ACTION

The New York City Commission on Human Rights (“Commission”) brings this action against Respondent Amber Court Assisted Living LLC for violating §§ 8-107(5)(o) and (17), of the Administrative Code of the City of New York (the “Code”). Since 2025, § 8-107(5)(o), otherwise known as the Fair Chance Housing Law, has outlawed inquiries into, and statements about, potential tenants’ criminal conviction histories before an offer to purchase, rent, or lease a housing accommodation.

The Commission further alleges that maintaining barriers in residential applications to people with criminal records has a disparate impact on race and national origin in violation of § 8-107(17) of the Code. The Commission alleges as follows:

JURISDICTION AND VENUE

The Commission initiates this Complaint pursuant to NYCHRL § 8-109(c). The effects of the alleged unlawful policies and practices described in this complaint occurred in the City of New York.

PARTIES

1. The Commission’s address is 22 Reade Street, New York, NY 10007.

2. Respondent Amber Court Assisted Living LLC owns and/or operates Amber Court of Brooklyn, a residential care facility located at 650 East 104th Street, Brooklyn NY, 11236. Respondent's address for service of process is Amber Court Assisted Living LLC, 3400 Brush Hollow Road, Westbury NY, 11590

FACTS

3. On or about September 3, 2025, a tester employed by the Commission contacted Respondent by telephone and was transferred to Respondent's Regional Director of Community Relations and Admissions.

4. The tester informed the employee that he was interested in having his father admitted for assisted living and wanted more information.

5. After discussing the potential resident's health condition, current living situation, and health insurance, the employee gave the tester their email address and instructed the tester to email confirming this information.

6. That same day, the tester emailed the employee asking for more information about the admissions process.

7. The employee replied and provided information regarding the accommodations, costs, and care options at the facility and instructed the tester to let them know if they had any additional questions.

8. Later that same day the tester emailed the employee to request a tour of the facility and disclosed that his father had an arrest between seven (7) and eight (8) years ago for what the tester referred to as a "minor incident."

9. The tester did not receive a response to this email.

10. On September 5, 2025, the tester emailed the employee again and asked about the next steps in the admission process. The Regional Director of Community Relations and Admissions never contacted the tester again, and no other employee of Respondent has contacted the tester since.

CHARGE I
Housing Discrimination Based on Criminal History in Violation of § 8-107(5)(o) of the Code

11. Complainant incorporates and realleges Paragraphs 1 through 10 of this Complaint as though fully set forth herein.

12. The Commission charges that Respondent made a statement that expressed, directly or indirectly, a limitation or specification based on arrest or criminal conviction history before providing the individual with a rental or lease agreement that would commit the housing accommodation to the individual, in violation of § 8-107(5)(o) of the Code.

CHARGE II
Race, National Origin, and Criminal Record Discrimination in Housing in Violation of § 8-107(17) of the Code.

13. Complainant incorporates and realleges Paragraphs 1 through 10 of this Complaint as though fully set forth herein.

14. The Commission charges that Respondent has policies and practices creating a disparate impact on race, national origin, and people with arrest or criminal conviction records, in violation of § 8-107(17) of the Code.

PRAYER FOR RELIEF

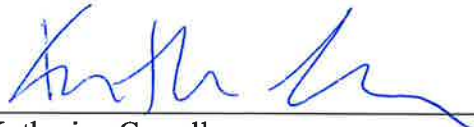
WHEREFORE, the Commission respectfully requests judgment against Respondent as follows:

- a) Declaring that Respondent's acts, practices, and omissions complained of herein violate the NYCHRL;
- b) Directing Respondent to make all necessary modifications to its policies, practices, and procedures to comply with NYCHRL;
- c) Directing Respondent to train all management, agents, and employees on NYCHRL;
- d) Directing Respondent to engage in affirmative relief, including anti-discrimination training, policy revisions, posting and notice to employees, and monitoring;
- e) Awarding such other and further relief as the Commission deems just and proper.

Katherine Carroll, being duly sworn, deposes and says:

I am the Deputy Commissioner of the Law Enforcement Bureau of the New York City Commission on Human Rights, the Complainant herein; I have read the foregoing Complaint and know the content thereof; the same is true of my own knowledge, except as to the matters therein stated on information and belief; and, as to those matters, I believe the same to be true.

Dated: New York, NY
February 3, 2026



Katherine Carroll
Deputy Commissioner
Law Enforcement Bureau
New York City Commission on Human Rights
22 Reade Street, 3rd Floor
New York, NY 10007