



The City of New York
Department of Investigation

ROSE GILL HEARN
COMMISSIONER

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

Release # 60-2006
nyc.gov/html/doi

FOR IMMEDIATE RELEASE
FRIDAY JUNE 23, 2006

CONTACT: KEITH SCHWAM
(212) 825-5931

DOI ARRESTS TWO CITY SANITATION WORKERS FOR BRIBE RECEIVING

ROSE GILL HEARN, Commissioner of the New York City Department of Investigation (DOI), announced today the felony arrests of Sanitation Workers (DSNY) ROBERT DELGAUDIO and EDWARD MAGDITS on charges of receiving bribes from DOI undercover investigators in exchange for removing commercial construction debris.

Commissioner Rose Gill Hearn said, "City employees simply may not demand or take money or anything of value, other than their City salaries, for doing their jobs. And they may not free-lance on City time and use the City's equipment for their own financial gain. These two Sanitation Workers are charged with ignoring those well-known rules and face not only the loss of their City jobs and benefits but criminal prosecution and possibly jail."

DELGAUDIO, 65, of Tappan, NY, a Sanitation Worker since 1964, base salary \$57, 392, has been charged with two counts each of Bribe Receiving in the Third Degree, a class D felony; Receiving Reward for Official Misconduct in the Second Degree, a class E felony; and Official Misconduct, a class A misdemeanor. If convicted, he faces up to 7 years incarceration. He has been suspended from his job.

MAGDITS, 50, of North Valley Stream, a Sanitation Worker since 1983, base salary \$57, 392, has been charged with one count of Bribe Receiving in the Third Degree, a class D felony; Receiving Reward for Official Misconduct in the Second Degree, a class E felony; and Official Misconduct, P.L. §195.00, a class A misdemeanor. If convicted, he faces up to 7 years incarceration. He has been suspended from his job.

DOI's investigation began after a resident of a building in Spanish Harlem complained that Sanitation Workers "Robert and Eddie" were refusing to remove the building's garbage and that "Eddie" had said that the reason was that they had not been paid. Department of Sanitation records establish that DELGAUDIO and MAGDITS were regularly assigned to the route.

DOI conducted integrity tests of Sanitation Workers DELGAUDIO and MAGDITS. On June 1 and June 6, in 2006, DOI undercover investigators posing as construction contractors spoke with DELGAUDIO and MAGDITS, who were working on a City Sanitation truck. On both occasions the Sanitation Workers agreed to dispose of construction and renovation debris, including broken sheetrock, wood, broken cabinets, and scraps of molding, in exchange for payments of \$50 and \$30. DELGAUDIO and MAGDITS instructed investigators to leave the debris at the curb, and, after being paid, they collected it from there. City Sanitation Workers are required to remove residential refuse without charge and are prohibited from removing commercial debris.

Commissioner Gill Hearn thanked DSNY Commissioner John Doherty and his staff for their cooperation and assistance.

The investigation was conducted by DOI's Office of the Inspector General for DSNY, and particularly Deputy Inspector General Yves Desire, and Investigators Thomas Spirakis, Alan Lefkof and Charles Busch. The office of New York County District Attorney Robert M. Morgenthau is prosecuting the case.

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

Get the worms out of the Big Apple.
To report someone ripping off the city, call 311 or DOI directly at (212) 825-5959.