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THE PUBLIC UTILITIES COMMISSION OF OHIO

180 East Broad St. 13th Fl

COLUMBUS, OH 43215-3793

ATTN: DOCKETING DIVISION

TO WHOM IT MAY CONCERN:

THIS LETTER WILL SERVE AS MY (REQUEST FOR ADMINISTRATIVE HEARING)

CASE NO. OH3231006763C

OFFICER: WW

VIOLATION CODE #392.9

mld & sons inc LLC

Marion L. Dougherty
MARION L DOUGHERTY

OWNER

cc; ROBERT E. MARVIN, DIRECTOR

E. WATTS

WANDA WILLIAMS

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The Public Utilities Commission of Ohio

*Monitoring marketplaces and enforcing rules to assure safe,
adequate and reliable utility services.*

Ted Strickland, Governor
Alan R. Schriber, Chairman

Commissioners

Ronda Hartman Fergus
Donald L. Mason, Esq.
Valerie A. Lemmie
Paul A. Cannolella

November 13, 2007

MR MAION DOUGHETY
M L D & SONS INDUSTRIES LLC
P O BOX 217
BELLEVUE, OH 44811

RE: **NOTICE OF PRELIMINARY DETERMINATION**

Case No. OH3231006763C

Officer: WW

Dear MR DOUGHETY:

On September 18, 2007, a vehicle operated by M L D & SONS INDUSTRIES LLC, and driven by MARION L DOUGHERTY, was inspected within the State of Ohio. As the result of discovery of the following apparent violation the Staff timely notified Respondent pursuant to Rule 4901:2-7-07, O.A.C., that it intended to make a civil monetary assessment against Respondent in the following amount:

Code	Violation
392.9	Driver load securement: DUNNAGE BOARD UNDER TRAILER

Total Forfeiture Assessed : \$100.00

A conference was conducted pursuant to Rule 4901:2-7-10(B), O.A.C., at which the Respondent had a full opportunity to present any reasons why the violation did not occur as alleged, mitigating circumstances regarding the amount of any forfeiture, and any other information relevant to the action proposed to be taken by Staff.

(continued)



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MR MAION DOUGHETY
M L D & SONS INDUSTRIES LLC
OH3231006763C

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As a result of the conference, Staff has made a Preliminary Determination that the Commission should make a civil monetary assessment against M L D & SONS INDUSTRIES LLC in the following forfeiture:

Code	Violation
392.9	Driver load securement: DUNNAGE BOARD UNDER TRAILER

Total Forfeiture Agreed : \$100.00

Please include a certified check or money order for the total forfeiture Agreed, made payable to "Treasurer State of Ohio," and mail to: PUCO FISCAL, 180 E. Broad St, 13th floor, Cols. OH 43215-3793. FOR PROPER CREDIT, BE SURE TO PUT THE CASE NUMBER ON THE FACE OF THE CHECK.

Please consult the enclosed additional information concerning this Notice of Preliminary Determination.

Robert E. Marvin, Director
Transportation Department
Public Utilities Commission of Ohio

