

FILE

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08-593-TR-CUF

2008 MAY 14 AM 11:47

PUCO

Gregory Tincher
15354 Hillcrest Rd
Mt. Graft OH 45154
513-240-8918
Case # OH3256004572 D

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May 12, 2008

I am requesting an Administrative Hearing due to I was wearing my Seat belt, the report clearly states "Improper use of Seat belt" not "failure to use seat belt. If I was not wearing a seat belt. I obviously would have received a "ticket" on the site. How can I not receive a ticket on the site but receive a ticket in the mail after you, sitting at a desk, can determine I was not wearing a seat belt. An officer of the law does not site me for this "law I'm breaking" but you sitting at your desk can determine that I broke the law and site me a ticket through mail.

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Technician JM Date Processed 5/14/2008

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Therefore, I am requesting my
right to receive an administrative
Hearing.

Gregory Tischer



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
Valerie A. Lemmie
Paul A. Centolella
Cheryl Roberto

May 5, 2008

MR GREGORY TINCHER

15354 HILLCREST RD
MOUNT ORAB, OH 45154

RE: **NOTICE OF PRELIMINARY DETERMINATION**

Case No. OH3256004572D

Officer: WW

Dear MR TINCHER:

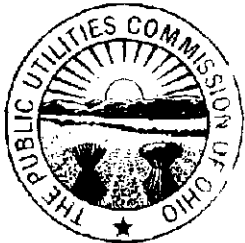
On AUGUST 21, 2007, a vehicle operated by HILLSBORO TRANSPORTATION CO, and driven by GREGORY TINCHER, was inspected within the State of Ohio. As the result of discovery of the following apparent violation the Staff timely notified Respondent pursuant to Rule 4901:2-7-07, O.A.C., that it intended to make a civil monetary assessment against Respondent in the following amount:

Code	Violation
392.16	Failing to use seat belt while operating CMV - pri

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. GREGORY TINCHER

OH3256004572D

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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 GREGORY TINCHER on the following forfeiture:

Code	Violation
392.16	Failing to use seat belt while operating CMV - dri

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