

FILE

NC

09-309-TR-CVF 3

RECEIVED-COURT HOUSE

2009 APR -8 PM 1:55

Scott A. Musleve
PO Box 9178
Akron, OH 44312

PUCO

The Public Utilities Commission of Ohio
180 East Broad Street
Columbus, OH 43215-3793

Re: Case # 0841006741D

January 21, 2009

To Whom it may Concern,

I would like to make a request for conference on case # 0841006741D.

The violation of failure to use the seat belt is false. I wear my seat belt in a more relaxed fitting style. The belt is still in full contact but more of a loose fit. The strap is still across my shoulder and waist but loose enough to move forward a little without felling the restraint of the belt, adjusting the radio, reaching for coffee or just leaning forward to shift sitting position.

If you take your right elbow and place it on your hip, then put the palm of the hand over your heart. Now turn the palm of the hand out so it can be looked at. This is a relaxed fit, but notice the edge of your hand is now in the thin side our toward the front of the vehicle hard to see the belt from outside the vehicle, very hard to see from the middle of the road sitting watching a truck go by at 55 mph.

The charge of not wearing a seat belt is false. I would like all charges and civil monetary assessments dropped. The officer just couldn't see the belt.

Sincerely,

Scott A Musleve

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
Technician Ans Date Processed 4/8/09

I would like to file a
Request for administrative hearing
Case # 0841006741 D

Please contact me

Scott MusLeve
PO Box 9178
Akron OH 44305

330-808-5309

There was a delay in filing this
request due to not receiving notice
from the preliminary determination.

March 25 2009

Scott MusLeve



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

March 25, 2009

MR. SCOTT MUSLEVE
P. O. BOX 9178
AKRON, OH 44305

RE: **NOTICE OF PRELIMINARY DETERMINATION**

Case No. 0841006741D

Officer:

Dear MR. MUSLEVE:

On November 24, 2008, a vehicle operated by A J WEIGAN and driven by SCOTT A MUSLEVE, 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	SEAT BELT, DRIVER FAILING TO USE	\$ 210.00

Total Forfeiture Assessed :

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)