

FILE

AMERICAN



FIREWORKS™

Since 1902

09-0525-TR-CVF

June 23, 2009

The Public Utilities Commission of Ohio  
 Attention: Docketing Division  
 180 East Broad Street, 13<sup>th</sup> Floor  
 Columbus, Ohio 43215-3793

RECEIVED-DOCKETING DIV  
 2009 JUN 24 AM 9:48  
 PUCO

RE: Case Number 3209300763C

This letter acts as a formal "Request for Administrative Hearing" on the above mentioned matter. This request is being done in a timely manner within thirty (30) days after having received the "Notice of Preliminary Determination" dated June 2, 2009, a copy of which is enclosed.

Your attention and consideration regarding this matter is greatly appreciated. If you should have any questions, please contact me at (330) 650-1776.

Yours very truly,

AMERICAN FIREWORKS COMPANY

*Roberto Sorgi*  
 Roberto Sorgi  
 RS/ksd

Enclosures

Michigan • Ohio • Virginia • West Virginia  
 Headquarters – 7041 Darrow Road • PO Box 1447 • Hudson, OH 44236

Phone 330-650-1776 • Fax 330-653-9030  
[www.americanfireworks.com](http://www.americanfireworks.com)

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 \_\_\_\_\_ Date Processed JUN 24 2009



# The Public Utilities Commission of Ohio

Ted Strickland, Governor  
Alan R. Schriber, Chairman

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

Commissioners

Ronda Hartman Fergus  
Valerie A. Lemmie  
Paul A. Centolella  
Cheryl Roberto

June 2, 2009

MR. ROBERTO SORGI  
AMERICAN FIREWORKS COMPANY  
7041 DARROW ROAD  
P. O. BOX 1447  
HUDSON, OH 44236

RE: **NOTICE OF PRELIMINARY DETERMINATION**

Case No. 3209300763C

Officer:

Dear MR. SORGI:

On March 26, 2009, a vehicle operated by AMERICAN FIREWORKS COMPANY, and driven by HOWARD E SCHAEFFER, was inspected within the State of Ohio. As the result of discovery of the following apparent violations 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 amounts:

| Code     | Violation                                     |           |
|----------|---|-----------|
| 172.602A | Emergency Response information missing; at th | \$ 570.00 |
| 393.126  | Failure to ensure intermodal container secure | \$ 0.00   |

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 violations 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)