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12-1156-TR-CVF

April 2, 2012

NC

FILE

SENT VIA CERTIFIED MAIL,
RETURN RECEIPT REQUESTED

Ohio Public Utilities Commission
Att: Docketing Division
180 East Broad Street, 11th Floor
Columbus, Ohio 43215-3793

RECEIVED-DOCKETING DIV
2012 APR -4 PM 12:42
PUCO

Re: Neier, Inc.
Case No.: 0191006873C
REQUEST FOR ADMINISTRATIVE HEARING

Dear Sir/Madam:

As counsel for Neier, Inc., I write to request an administrative hearing with respect to the referenced matter. A copy of the Notice of Preliminary Determination issued by the Commission on March 19, 2012 is attached pursuant to Commission instructions.

Please direct all future correspondence related to the administrative hearing to my attention.

Very truly yours,

Timothy W. Wiseman

TWW/kkc

Enclosure

cc: Kasey Thomas

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 IN Date Processed APR 04 2012

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**Public Utilities
Commission**

John R. Kasich, Governor
Todd A. Snitchler, Chairman

Commissioners

Paul A. Centolalla
Cheryl Roberto
Steven D. Lesser
Andre T. Porter

March 19, 2012

MR TIMOTHY WISEMAN
NEIER INC
10 WEST MARKET STREET
SUITE 1500
INDIANAPOLIS, IN 46204

RECEIVED

MAR 22 2012

**SCOPELITIS, GARY
LIGHT, HANSON & ASSOCIATES**

RE: **NOTICE OF PRELIMINARY DETERMINATION**

Case No. 0191006873C

Officer:

Dear MR WISEMAN:

On December 28, 2011, a vehicle operated by NEIER INC, and driven by KASEY M KADINGER, 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	
172.502A1	PROHIBITED PLACARDING	\$ 900.00

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)



Public Utilities Commission

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March 19, 2012
MR TIMOTHY WISEMAN
NEIER INC
0191006873C

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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 NEIER INC in the following forfeiture:

Code	Violation	
172.502A1	PROHIBITED PLACARDING	\$ 900.00

Total Forfeiture Agreed :

Please include a certified check or money order for the N.P.D. forfeiture total, made payable to "Treasurer State of Ohio," and mail to: PUCO FISCAL, 180 E. Broad St, 4th 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