

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Taylor Transportation )  
Services, Inc., Notice of Apparent ) Case No. 12-1170-TR-CVF  
Violation and Intent to Assess Forfeiture. ) (OH3269008262C)

ENTRY

The attorney examiner finds:

- (1) Commission staff served a notice of preliminary determination upon Taylor Transportation Services, Inc. (respondent), in accordance with Rule 4901:2-7-12, Ohio Administrative Code (O.A.C.), alleging multiple violations of the Commission's transportation regulations.
- (2) On April 5, 2012, Earl Taylor filed a request for an administrative hearing in accordance with Rule 4901:2-7-13, O.A.C, on behalf of respondent.
- (3) A prehearing settlement conference was held on May 9, 2012; however, the parties were unable to settle this matter.
- (4) Accordingly, this matter should be set for hearing on July 10, 2012, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th floor, Hearing Room 11-D, Columbus, Ohio 43215-3793.
- (5) Rule 4901:2-7-14(A), O.A.C., provides that a respondent who has requested an administrative hearing and fails to participate in the hearing proceeding shall be in default. The rule additionally states that a respondent in default shall be deemed to have admitted the occurrence of the violation and waived all further right to contest liability to the state for the forfeiture described in the notice.
- (6) At the hearing, staff must prove, by the preponderance of the evidence, that respondent committed the alleged violations, pursuant to Rule 4901:2-7-20(A), O.A.C.
- (7) Rule 4901-1-8, O.A.C., provides that corporations must be represented by an attorney-at-law.

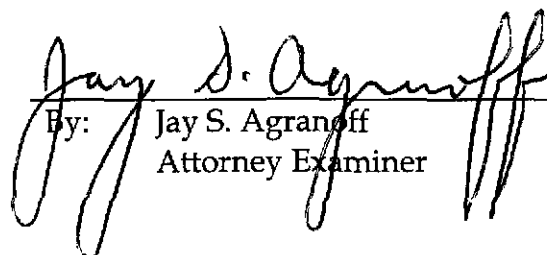
- (8) Section 4901.14, Revised Code, provides that any person who is a regular salaried employee of the corporation and who possesses the necessary qualifications to enable him to render valuable service before the Commission shall be permitted to appear before the Commission in the determination of transportation matters involving questions of fact only.
- (9) It appears from the filings in this case that Mr. Taylor is not a licensed attorney-at-law. Therefore, he will be permitted to appear at the hearing as a witness solely to answer questions of fact in the determination of transportation matters in this case. He will not be permitted to ask questions of the witnesses called on behalf of the staff of the Commission.

It is, therefore,

ORDERED, That this matter be set for hearing on July 10, 2012, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th floor, Hearing Room 11-D, Columbus, Ohio 43215-3793. It is, further,

ORDERED, That a copy of this entry be served upon each party of record.

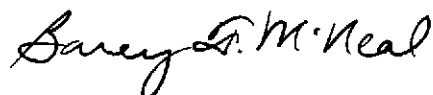
THE PUBLIC UTILITIES COMMISSION OF OHIO

  
By: Jay S. Agranoff  
Attorney Examiner

  
dah

Entered in the Journal

**MAY 16 2012**



Barcy F. McNeal  
Secretary