

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Ted A. Warren, Notice of Apparent Violation and Intent to Assess Forfeiture.	) ) )	Case No. 12-2100-TR-CVF (OH3257001617D)
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ENTRY

- (1) Commission Staff (Staff) served a notice of preliminary determination upon Ted A. Warren (respondent), in accordance with Rule 4901:2-7-12, Ohio Administrative Code (O.A.C.), alleging violations of the Commission's transportation regulations.
- (2) On July 17, 2012, respondent filed a request for an administrative hearing in accordance with Rule 4901:2-7-13, O.A.C.
- (3) By entry issued on September 10, 2012, the attorney examiner scheduled this matter for hearing on November 8, 2012. At the joint request of the parties, the hearing was continued to May 23, 2013.
- (4) On May 22, 2013, respondent filed a motion to continue the hearing due to a scheduling conflict. Counsel for respondent indicated that he had learned this afternoon that a trial he was participating in would be continued into May 23, 2013, conflicting with the scheduled hearing in this case. He requested that a short continuance be granted.
- (5) On May 22, 2013, Staff filed a memorandum contra the motion for continuance. Staff indicated that the hearing date was agreed to almost three months ago and that Staff has coordinated the schedules of six witnesses for appearance at the May 23, 2013, hearing.
- (6) The attorney examiner finds that the motion to continue the hearing is reasonable and should be granted. Accordingly, the hearing should be continued until a date set by subsequent entry. In addition, absent extraordinary circumstances, no further continuances will be granted by the attorney examiner.

- (7) All parties are given notice that a telephonic conference will be held on May 30, 2013, at 3:00 p.m. At that time, the attorney examiner will attempt to contact the parties by telephone for the purpose of scheduling a hearing date.

It is, therefore,

ORDERED, That the motion to continue the hearing is reasonable and should be granted in accordance with finding (6). It is, further,

ORDERED, That a telephonic conference be scheduled for May 30, 2013, at 3:00 p.m., in accordance with finding (7). It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Bryce A. McKenney

By: Bryce A. McKenney  
Attorney Examiner

SEF/dah

**This foregoing document was electronically filed with the Public Utilities**

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**in**

**Case No(s). 12-2100-TR-CVF**

Summary: Attorney Examiner Entry granting the motion to continue the hearing and scheduling a telephone conference for May 30, 2013, at 3:00 p.m., electronically filed by Debra Hight on behalf of Bryce A. McKenney, Attorney Examiner, Public Utilities Commission of Ohio.