BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Request of SEPI: Case No. 13-1674-TR-CVF Services, Inc., for an Administrative: (OH0417000830C)

Hearing.

:

Respondent.

MOTION TO DISMISS

The Staff of the Public Utilities Commission of Ohio ("Staff") hereby moves to dismiss this case for good cause being shown in the memorandum in support below.

Respectfully submitted,

Respectfully submitted,

Michael DeWine Ohio Attorney General

William L. Wright Section Chief

/s/ John H. Jones

John H. Jones

Assistant Attorney General Public Utilities Section 180 East Broad Street, 6th Floor Columbus, OH 43215-3793 614.466.4397 (telephone) 614.644.8764 (fax) john.jones@puc.state.oh.us

On Behalf of the Staff of The Public Utilities Commission of Ohio

MEMORANDUM IN SUPPORT

After further investigation and discussion with the Highway Patrol, Staff and the Patrol have determined that further prosecution of this matter is not warranted and that the Brakes out of Service violation should be deleted.

Respectfully submitted,

Michael DeWine Ohio Attorney General

William L. Wright
Section Chief

/s/ John H. Jones

John H. Jones

Assistant Attorney General Public Utilities Section 180 East Broad Street, 6th Floor Columbus, OH 43215-3793 614.466.4397 (telephone) 614.644.8764 (fax) john.jones@puc.state.oh.us

On Behalf of the Staff of The Public Utilities Commission of Ohio

CERTIFICATE OF SERVICE

I certify a copy of the foregoing was served upon Respondent, Mark Roberts, SEPI Services, Inc., 4255 Old Wheeling Road, Zanesville, Ohio, 43701, by regular U.S. mail this 3rd day of October 2013.

John H. Jones

Assistant Attorney General

/s/ John H. Jones

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in

Case No(s). 13-1674-TR-CVF

Summary: Motion to Dismiss submitted on behalf of the Staff of the Public Utilities Commission of Ohio by Assistant Attorney General John H. Jones. electronically filed by Kimberly L Keeton on behalf of Public Utilities Commission of Ohio