

FILE

15-2066-TR-CVF

(2)

December 9, 2015

To Whom It May Concern ;

This letter is a request for an Administrative Hearing regarding the following =

Case # OH 3247012 134 D

PUCO

RANDAL L. IZOR
497 S. Diamond Mill Rd
New Lebanon, OH 45345

Cell - 937-430-5356

I had requested a hearing on this matter in October and it was scheduled for Oct 27, 10am. I notified your office that I would be out of the country during that time and to please reschedule after 11-1-2015. I had not any notice of it being rescheduled at a later date, and then received this preliminary determination.

Thank You,

Randal L. Izor
RANDAL L. IZOR

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Public Utilities Commission

John R. Kasich, Governor
Andre Porter, Chairman

Commissioners

Thomas W. Johnson
Asim Z. Haque
Lynn Slaby
M. Beth Trombold

12/01/2015

OH3247012134D
Randal Izor
497 S DIAMOND MILL RD
NEW LEBANON, OH 45345

RE: **NOTICE OF PRELIMINARY
DETERMINATION**

Case No. OH3247012134D

Dear Sir or Madam:

On 08/19/2015, a vehicle operated by RECREATIONAL CUSTOMS INC, and driven by RANDAL L IZOR, was inspected within the State of Ohio. As the result of discovery of the following violations of the Commission's rules, Staff of the Commission timely notified RANDAL L IZOR (Respondent) pursuant to rule 4901:2-7-07, Ohio Administrative Code (O.A.C.), that it intended to assess a civil forfeiture against the Respondent in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
392.82A1	4	Using a hand-held mobile telephone while operating a CMV - white phone to left ear	250.00
		Total of Group 4	250.00

TOTAL AMOUNT DUE: \$250.00

A conference was conducted pursuant to rule 4901:2-7-10, 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.

As a result of the conference, Staff has made a Preliminary Determination that the Commission should assess a civil forfeiture against RANDAL L IZOR in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
392.82A1	4	Using a hand-held mobile telephone while operating a CMV - white phone to left ear	250.00
		Total of Group 4	250.00

180 East Broad Street
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TOTAL AMOUNT DUE: \$250.00

Within 30 days of this notice, you must either: (1) pay the assessed civil forfeiture or (2) file a written request for an administrative hearing pursuant to rule 4901:2-7-13, O.A.C. Failure to file a written request for an administrative hearing within 30 days shall constitute a waiver of your right to further contest the violations and will conclusively establish the occurrence of the violations. Such failure shall also constitute a waiver of your right to further contest liability to the state of Ohio for the civil forfeiture described in the notice and will result in the forfeiture amount being referred to the Ohio Attorney General's office for collection.

Please consult the enclosed instruction sheet for additional information regarding this Notice of Preliminary Determination.

Sincerely,

Milan Orbovich, Director
Transportation Department

Compliance Officer: Alla Magaziner-Tempesta