

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of :
Louis J. Walters Notice : Case No.
of Apparent Violation and : 15-1552-TR-CVF
Intent to Assess Forfeiture :

- - -

PROCEEDINGS

Before Sarah Parrot, Attorney Examiner, held at
the Public Utilities Commission of Ohio, 180
East Broad Street, Hearing Room 11-C, Columbus,
Ohio, on Thursday, January 21, 2016, at 10:00
A.M.

- - -

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1 APPEARANCES:

2 Ms. Natalia Messenger
3 Assistant Attorney General
4 180 East Broad Street, 6th Floor
Columbus, Ohio 43215

5 On behalf of the Staff of the
6 Public Utilities Commission
of Ohio.

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INDEX TO EXHIBITS

- - -

STATE'S EXHIBITS

MARKED ADT

1 Notice of Preliminary
Determination

6 6

2 Driver/Vehicle Examination
Report

6 6

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1 Thursday Morning,
2 January 21, 2016
3 10:15 A.M.
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5 ATTORNEY EXAMINER: Let's go on the
6 record. The Public Utilities Commission of Ohio
7 has called for hearing at this time and place
8 Case No. 15-1552-TR-CVF being in the matter of
9 Louis J. Walters Notice of Apparent Violation
10 and Intent to Assess Forfeiture.

11 Good morning, everyone. My name is
12 Sarah Parrot, and I am the Attorney Examiner
13 assigned by the Commission to hear this case.
14 Let's start with appearances beginning with the
15 Commission's Staff.

16 MS. MESSENGER: Thank you, your
17 Honor. On behalf of the Staff of the Public
18 Utilities Commission of Ohio, Ohio Attorney
19 General Mike DeWine, Natalia Messenger,
20 Assistant Attorney General, 180 East Broad
21 Street, Columbus, Ohio 43215.

22 ATTORNEY EXAMINER: All right. At
23 this time I will note on the record that the
24 Respondent, Mr. Louis J. Walters, is not present
25 at the hearing this morning.

1 Ms. Messenger, are you prepared to
2 continue with your case?

3 MS. MESSENGER: Yes.

4 ATTORNEY EXAMINER: All right. Very
5 good.

6 MS. MESSENGER: At this time I would
7 like to note for the record that pursuant to
8 Attorney Examiner entry the hearing in this case
9 was originally scheduled for December 1st, 2015.
10 Respondent, Louis Walters, notified Staff that
11 he would not be able to make the hearing and
12 would like to pay the fine.

13 Respondent did not pay the fine and
14 did not return any phone calls attempting to
15 contact him regarding the fine.

16 The hearing was then rescheduled
17 according to Attorney Examiner entry for January
18 21, 2016 at 10:00 A.M. We are -- it is now
19 January 21st, it is 10:15, 15 minutes after
20 the hearing was scheduled to begin, and no one
21 is here on behalf of Mr. Walters.

22 As a result I move for a default
23 under the Ohio Administrative Code Rule
24 4901.2-7-14 E. This section provides that a
25 Respondent who requests an administrative

1 hearing and fails to appear for the hearing
2 shall be in default. Respondent in default
3 shall be deemed to have admitted the occurrence
4 of the violation and waived all further right to
5 contest the making of the compliance order
6 described in the Notice of Preliminary
7 Determination.

8 At this time I would like to mark a
9 couple exhibits.

10 ATTORNEY EXAMINER: Okay.

11 MS. MESSENGER: I would like to mark
12 as Staff Exhibit 1 the Notice of Preliminary
13 Determination.

14 And I would like to mark as Staff
15 Exhibit 2 the Driver/Vehicle Examination Report.
16 May I approach?

17 ATTORNEY EXAMINER: You may. And
18 the exhibits are so marked.

19 (EXHIBITS HEREBY MARKED FOR
20 IDENTIFICATION PURPOSES)

21 MS. MESSENGER: Okay. I move to
22 admit Staff Exhibits 1 and 2.

23 ATTORNEY EXAMINER: Staff Exhibits 1
24 and 2 are admitted into the record.

25 (EXHIBITS ADMITTED INTO EVIDENCE)

1 MS. MESSENGER: The Staff has
2 nothing further at this time, your Honor.

3 ATTORNEY EXAMINER: Thank you. All
4 right. The Commission will take the Staff's
5 motion for default judgement under advisement
6 and issue a ruling on that at a later point in
7 time.

8 With that we are adjourned. Thank
9 you very much, Ms. Messenger.

10 MS. MESSENGER: Thank you.

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12 (At 10:20 A.M. the hearing was
13 concluded)

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CERTIFICATE

I do hereby certify that the foregoing
is a true and correct transcript of the
proceedings taken by me in this matter on
January 21, 2016, and carefully compared with my
original stenographic notes.

Michael O. Spencer,
Registered Professional
Reporter.

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Commission of Ohio Docketing Information System on

2/1/2016 12:47:59 PM

in

Case No(s). 15-1552-TR-CVF

Summary: Transcript in the matter of the Louis J. Walters hearing held on 01/21/16.
electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Spencer,
Michael O. Mr.