

FILE

16-0347-TR-CVF 3



Feb 11, 2016

Public Utilities Commission of Ohio
Attn: Docketing Division
180 East Broad Street
Columbus, Oh 43215-3793

Request for Administrative Hearing – CASE # CR201509240520

To Whom It May Concern:

Valley Building Center is formally requesting an administrative hearing for case # CR201509240520. If you need any additional information or questions, please contact me at address or phone number below.

Sincerely,

A handwritten signature in black ink, appearing to read "D. C. French", written in a cursive style.

David C French
Valley Building Center
P.O. Box 1360
204 East Main Street,
Andover, OH 44003
440-293-5133 office
440-591-3225 mobile

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
Technician MM Date Processed **FEB 16 2016**

PUCO

2016 FEB 16 PM 2:04

RECEIVED-DOCKETING DIV.



Public Utilities Commission

John R. Kasich, Governor
Andre Porter, Chairman

Commissioners

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

01/15/2016

CR201509240520
David French
PO BOX 1360
ANDOVER, OH 44003

RE: **NOTICE OF PRELIMINARY
DETERMINATION**
Case No. CR201509240520

Dear Sir or Madam:

On 09/24/2015, a compliance review of your facility located at PO BOX 1330, ANDOVER, OH, U.S.A., 44003 was conducted. As the result of discovery of the following violations of the Commission's rules, Staff of the Commission timely notified VALLEY BUILDING CENTER INC (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	VIOLATION	FORFEITURE
391.45(b)(1)	Using a driver not medically examined and certified during the preceding 24 months.	400.00
391.45(b)(1)	Using a driver not medically examined and certified during the preceding 24 months.	0.00
387.7(d)	Failing to maintain at principal place of business required proof of financial responsibility.	1300.00
396.3(a)	Failing to systematically inspect, repair, and maintain, or cause to be systematically inspected, repaired, and maintained, all motor vehicles and intermodal equipment subject to your control	0.00

TOTAL AMOUNT DUE: \$1,700.00

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 VALLEY BUILDING CENTER INC in the following amount:

CODE	VIOLATION	FORFEITURE
------	-----------	------------

180 East Broad Street
Columbus, Ohio 43215-3793

(614) 466-3016
www.PUCO.ohio.gov

An equal opportunity employer and service provider



Public Utilities Commission

John R. Kasich, Governor
Andre Porter, Chairman

Commissioners

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

391.45(b)(1)	Using a driver not medically examined and certified during the preceding 24 months.	400.00
391.45(b)(1)	Using a driver not medically examined and certified during the preceding 24 months.	0.00
387.7(d)	Failing to maintain at principal place of business required proof of financial responsibility.	1300.00
396.3(a)	Failing to systematically inspect, repair, and maintain, or cause to be systematically inspected, repaired, and maintained, all motor vehicles and intermodal equipment subject to your control	0.00

TOTAL AMOUNT DUE: \$1,700.00

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