

FILE

PUCO EXHIBIT FILING

Date of Hearing: 2/25/16

Case No. 15-1858-7A-CVF

PUCO Case Caption: Cedrick Lemont Clark

List of exhibits being filed:

STAFF Ex-1

Respondent Ex-1

Video of Traffic Stop

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 SM Date Processed MAR 11 2016

Reporter's Signature: Michael O. Spencer  
Date Submitted: \_\_\_\_\_

RECEIVED-DECKETING DIV  
2016 MAR 11 PM 1:11

PUCO

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

- - -

In Re: : Case No.  
Cedrick Lemont Clark : 15-1858-TR-CVF

- - -

PROCEEDINGS

Before Bryce McKenney, Attorney Examiner, held  
at the offices of the Public Utilities  
Commission of Ohio, 180 East Broad Street,  
Hearing Room No. 11-D, Columbus, Ohio, on  
Thursday, February 25, 2016, at 10:00 A.M.

- - -

Armstrong & Okey, Inc.  
222 East Town Street, 2nd Floor  
Columbus, Ohio 43215  
(614) 224-9481 - (800) 223-9481  
Fax - (614) 224-5724

- - -

Staff 61.1

# DRIVER/VEHICLE EXAMINATION REPORT



Public Utilities Commission of Ohio  
180 East Broad Street  
Transportation Department  
Columbus, OH 43215  
Phone #: (614)466-0429 Fax #: (614)752-9274

Report Number: OH3258007718  
Inspection Date: 8/18/2015 Certification Date: 08/26/2015  
Time Started: 12:27 Time Ended: 13:15  
Inspection Level: III - Driver-Only Inspection  
HM Inspection Type: No HM Inspection

USA TRUCK INC  
PO BOX 449  
VAN BUREN, AR 72956  
USDOT #: 00213754  
MC/MX #: 161412  
State #:

Phone #: (479)471-2500  
Fax #:

Driver: CLARK, CEDRICK  
License #: C462112505040 State: MI  
Date of Birth: 1/14/1969

Location: ROADSIDE  
Highway: US 24  
County: LUCAS  
Shipper: DEARBORN STEEL CENTER

MilePost: 56  
Origin: DEARBORN, MI  
Destination: BRAZIL, IN

Bill of Lading: 371185  
Cargo: GENERAL FREIGHT

## VEHICLE IDENTIFICATION:

Unit	Type	Make	Year	State	License#	Equipment ID	Unit VIN	GVWR	CVSA #	CVSA Issued #	OOS Stkr.#
1	TT	INT	2016	IN	2166865	4191	3HSDJAPR3GN002309	52,000			
2	ST	GDAN	2014	IN	P277132	59628	1GRAP0621EJ643800	70,000			

**BRAKE ADJUSTMENTS:** No brake measurements recorded.

## VIOLATIONS :

Vio Code	Section	Unit	OOS	State Citation Number	Verify*	Crash	Violation Description
383.51A-NSOUT	383.51(a)	D	Y		N	N	Driving a CMV while CDL is suspended for a non-safety-related reason and outside the state of driver's license issuance. - Medical card downgraded to a Class C
392.82A1	392.82(a)(1)	D	N		N	N	Using a hand-held mobile telephone while operating a CMV - Operating CMV with cell phone up to left ear as he passed me in crossover.
392.2MI	392.2	D	N		N	N	Miscellaneous Traffic Law Violation - Marked lanes violation Trooper Richardson U838

\* N - Non-OOS or Driver OOS Violation

**HazMat:** No HM Transported.

Placard: NA Cargo Tank:

## Special Checks:

- ☐ Alcohol/Controlled Substance Check  
☐ Conducted by Local Jurisdiction  
☐ Size and Weight Enforcement  
☐ ESscreening

- ☐ Traffic Enforcement  
☐ PASA Conducted Inspection  
☐ Drug Interdiction Search

- ☐ Post Crash Inspection  
☐ PBBT Inspection  
Arrests:

**Inspection Notes:** Trooper Richardson observed driver at MP 62 with cell phone up to right ear. He called me and I observed him at mp 57 with the cell phone up to his left ear. Driver went off the road a total of 3 times.

## Special Study Fields:

Special Study1:  
Special Study2:  
Special Study3:  
Special Study4:  
Special Study5:

Special Study6:  
Special Study7:  
Special Study8:  
Special Study9:  
Special Study10:

## Locally Defined Fields:

For-Hire Carrier: Y  
Driver City: WIXOM  
Driver Zip: 48393  
Co-Investigator #: 0838  
FMCSA Credentials Verified-Y/N: Y  
FMCSA OOS Order Issued(Y/N): N

Driver Address: 2224 HALL LN  
Driver State: MI  
Photos Taken (Y/N): Y  
Reason Code: MABI  
CDL Verified (Y/N): Y

Report Prepared By:  
M Kurtz

Badge #:  
3258

Copy Received By:  
CLARK, CEDRICK

Page 1 of 2



X

X

OH3258007718

# DRIVER/VEHICLE EXAMINATION REPORT



Public Utilities Commission of Ohio  
180 East Broad Street  
Transportation Department  
Columbus, OH 43215  
Phone #: (614)466-0429 Fax #: (614)752-9274

Report Number: OH3258007718  
Inspection Date: 8/18/2015 Certification Date: 08/26/2015  
Time Started: 12:27 Time Ended: 13:15  
Inspection Level: III - Driver-Only Inspection  
HM Inspection Type: No HM Inspection

USA TRUCK INC  
PO BOX 449  
VAN BUREN, AR 72956  
USDOT #: 00213754  
MC/MX #: 161412  
State #:

Phone #: (479)471-2500  
Fax #:

Driver: CLARK, CEDRICK  
License #: C462112505040 State: MI  
Date of Birth: 1/14/1969

I hereby declare CEDRICK CLARK "Out of Service". This driver MAY NOT DRIVE any commercial motor vehicle nor may any carrier permit or require this driver to drive any commercial motor vehicle until:has a valid Class A CDL

All violations of the FHMR and FMCSR or Title 49 of the Ohio Revised Code will be reviewed by the PUCO's Transportation Department to determine whether civil forfeitures should be assessed against any responsible parties in accordance with the penalty provisions of Title 49 of the Ohio Revised Code. If civil forfeitures are assessed, you will receive a separate notice by mail. These penalties may be assessed to motor carriers, shippers, and/or drivers.

ATTENTION DRIVER: This report must be sent to the motor carrier whose name appears at the top of this inspection report within 24 hours. If the inspection report cannot be delivered within 24 hours the driver must mail or fax the inspection report to the motor carrier.

ATTENTION MOTOR CARRIER: The motor carrier must examine this report and repair all the vehicle defects/violations noted above -AND- The motor carrier must sign the Certification of Repairs below and return the signed form to: Public Utilities Commission of Ohio, T ASD - 4th floor, 180 E Broad St, Columbus, OH 43215-3793 -OR- Fax (614) 752-9274 within 15 days of the inspection. If "No Violations Were Discovered" then you do not need to return this report. Failure to return this report with the required certification can result in penalties up to \$1,000 per day for each day the violation continues, up to a total of \$10,000. If you have any questions, please contact (614) 466-0429.

MOTOR CARRIER CERTIFICATION OF COMPLETED REPAIRS: The undersigned certifies that all violations noted on this report have been corrected and action taken to assure compliance with the Federal Motor Carrier Safety & Hazardous Materials Regulations insofar as they are applicable to motor carriers and drivers. A false certification of repairs is required to be prosecuted with penalties up to \$10,000.

Signature of Carrier Official: X Date: \_\_\_\_\_

Failure to return this report with the required certification can result in penalties up to \$1,000 per day for each day the violation continues, up to a total of \$10,000.

Signature of Repairer: X Facility: \_\_\_\_\_ Date: \_\_\_\_\_

Report Prepared By:  
M Kurtz

Badge #:  
3258

Copy Received By:  
CLARK, CEDRICK

Page 2 of 2



OH3258007718

X

X

SHARED USAGE

Resp: to 1

Details for: 248-535-9511

DATE: 8/18/2016 10:08:10 AM

Downloaded to Spreadsheet

Total Voice Usage Charges: \$0.00

Viewing 1 to 440 of 456 results.

View Additional Call Detail

Date	Time	Number	Minutes	Rate	Airline Charge
8/17	1:30 PM	505-868-2737	1	Peak	--
8/17	1:31 PM	505-868-2737	5	Peak	--
8/17	2:00 PM	505-868-2737	1	Peak	--
8/18	6:20 AM	800-872-8782	2	Peak	--
8/18	8:34 AM	812-288-6222	1	Peak	--
8/18	8:35 AM	800-872-8782	6	Peak	--
8/18	8:41 AM	812-288-6222	1	Peak	--
8/18	8:42 AM	Unavailable	2	Peak	--
8/18	8:48 AM	505-868-2737	2	Peak	--
8/18	9:13 AM	570-328-1000	5	Peak	--
8/18	9:41 AM	800-861-8380	12	Peak	--
8/18	9:54 AM	570-328-1000	8	Peak	--
8/18	11:29 AM	800-872-8782	2	Peak	--
8/18	11:42 AM	248-991-7175	20	Peak	--
8/18	12:41 PM	479-471-2634	8	Peak	--
8/18	1:08 PM	800-872-8782	4	Peak	--
8/18	1:12 PM	800-872-8782	1	Peak	--
8/18	1:12 PM	800-872-8782	7	Peak	--
8/18	1:22 PM	248-991-7175	9	Peak	--
8/18	1:41 PM	888-767-8424	18	Peak	--

Viewing 421 to 440 of 456 results

First Period: 21:22:23 Next: 22:00:00

Downloaded to Spreadsheet

Pay Now



Thanks for being the best part of Verizon.

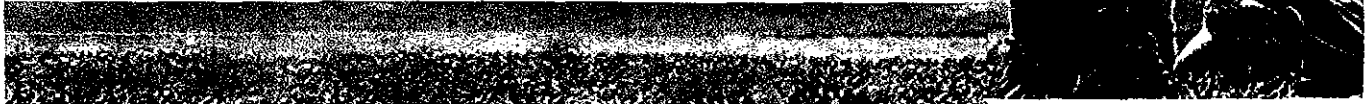
Shop

Support

My Verizon

VERIZON.

AMERICA'S LARGEST 4G LTE NETWORK.



Dear Cedrick Lemont Clark,

This email is to confirm receipt of your recent request to Verizon Wireless. Thank you for taking the time to contact us concerning your account. We would like to inform you that your request has been processed.

8/18/2015 11:42am 20 minute call 8/18/2015 12:41pm 9 minute call

Please feel free to contact our Customer Support Center at **1.800.922.0204** or \*611 from your wireless phone or visit us at [verizonwireless.com](http://verizonwireless.com) if you need further assistance. We are open 7-11pm Mon-Fri and 8-9pm on Sat/Sun EST to assist you. We appreciate your business and we hope to be able to serve you again in the future.

Thank you for choosing Verizon Wireless.

Sincerely,  
The Verizon Wireless Customer Service Center

Stay Connected:     

If you no longer wish to receive future emails, you may [unsubscribe](#), or easily adjust your subscription preferences from your [profile information](#).

We respect your privacy. Please review our [privacy policy](#) for more information about click activity with Verizon Wireless and links included in this email. PLEASE DO NOT REPLY TO THIS AUTOMATED EMAIL. Replies will not be read or forwarded for handling.

© 2015 Verizon Wireless

Verizon Wireless | One Verizon Way | Mail Code: 180WVB | Basking Ridge, NJ 07920

- [My Verizon Home](#)
- [My Billing & Usage](#)
  - [View Bill](#)
  - [Pay Bill](#)
  - [Auto Pay](#)
  - [Payment History](#)
  - [Manage Payment Accounts](#)
  - [Paperless Billing](#)
  - [Documents & Receipts](#)
  - [Voice Usage](#)
  - [Manage Usage Alerts](#)
  - [Account Analysis](#)
- [My Devices](#)
  - [Device Overview](#)
  - [Upgrade Device](#)
  - [Add a New Device](#)
  - [Upgrade or Switch Device](#)
  - [Support or Reconnect Service](#)
  - [Share My Device Number](#)
  - [My Cloud Media & Contacts](#)
  - [My Apps](#)
- [My Plan & Services](#)
  - [My Plan](#)
  - [Manage Plan](#)
  - [Global Usage & Services](#)
  - [Send a Message](#)
  - [Manage Products & Apps](#)
  - [Family Safety & Controls](#)
  - [Block Services](#)
  - [Block Calls & Messages](#)
  - [Manage Family Size](#)
- [My Profile](#)
  - [My Profile & Settings](#)
  - [Manage Billing Address](#)
  - [Manage Voice Mail Password](#)
  - [Assign Account Managers](#)
  - [Account Alerts](#)
  - [Privacy Settings](#)
  - [Verizon Smart Rewards](#)
  - [Verizon Selects Preferences](#)

1 Your account had overage charges in the last 3 months  
[Run Account Analysis](#)

1 Payment Past Due: Your balance includes a past due amount of \$20.38, which is due immediately. [Pay Now](#)

## My Bill

Account # 688478722-00001

[VIEW CURRENT USAGE](#) | [ADD TEXT / EMAIL ALERTS](#) | [VIEW PAYMENT HISTORY](#) | [VIEW DOCUMENTS AND RECEIPTS](#)
Current Balance: **\$318.90**

The Current Balance is your balance as of today's date and reflects payments posted to your account since your last billing statement.

[VIEW OR SAVE PAPERLESS BILL](#)[Pay Now](#)Due by: **September 13, 2016**

Last Payment of \$175.00 (Received 09/05/15)

July 19, 2015 - August 18, 2015

Monthly bills are available for up to 18 months.

Please remember to save a PDF copy of your bill if you need to keep a permanent record. You may also contact Customer Service for a bill reprint and incur a \$5 charge.

This information is directly taken from your Verizon Wireless bill as of the date selected. It only reflects activity on your account from the bill period displayed.

## BILL SUMMARY

## CHARGES BY LINE

Bill Period: **July 19, 2015 - August 18, 2015**

## SHARED USAGE

Billed for: **246-535-9511**[CLICK HERE TO VIEW YOUR MINUTE](#)[Download to ScreenPrint](#)**Total Voice Usage Charges: \$0.00**

Viewing 1 to 440 of 458 results

[View Additional Call Detail](#)

Date	Time	Number	Minutes	Rate	Airtime Charge
8/17	1:30 PM	409-510-2292	1	Peak	--
8/17	1:31 PM	688-889-2177	5	Peak	--
8/17	2:00 PM	688-888-2177	1	Peak	--
8/18	8:20 AM	890-872-8192	2	Peak	--
8/18	8:38 AM	812-725-0122	1	Peak	--
8/18	8:35 AM	890-872-8192	8	Peak	--
8/18	8:41 AM	812-725-0122	1	Peak	--
8/18	8:42 AM	Upgraded	2	Peak	--
8/18	8:49 AM	246-535-2137	2	Peak	--
8/18	8:13 AM	570-328-1000	5	Peak	--
8/18	9:41 AM	804-601-6300	12	Peak	--
8/18	9:54 AM	570-328-1000	8	Peak	--
8/18	11:29 AM	890-872-8192	2	Peak	--
8/18	11:43 AM	246-535-7176	20	Peak	--
8/18	12:41 PM	475-471-2524	9	Peak	--
8/18	1:08 PM	890-872-8192	4	Peak	--
8/18	1:11 PM	890-872-8192	1	Peak	--
8/18	1:12 PM	890-872-8192	7	Peak	--
8/18	1:22 PM	246-535-7176	9	Peak	--
8/18	1:41 PM	890-872-8192	18	Peak	--

Viewing 421 to 440 of 458 results

[Last Downloaded 21:01:22 Mon 08/18/15](#)[Download to ScreenPrint](#)[Pay Now](#)

Chat

## Go Paperless!

Reduce clutter, access your bill online and help save the environment.

[Enroll Today](#)

## Manage Your Account

Gain access to your account on the go using My Verizon Mobile.

[Download App](#)