

FILE

PUCO EXHIBIT FILING

Date of Hearing: August 25, 2016

Case No. 16-1233-TR-CVF

PUCO Case Caption: _____

Imeda Londa Ridze and Blue
Way Transport.

List of exhibits being filed:

Staff Exhibits 1-5
Respondent Exhibit 4:

Reporter's Signature: _____
Date Submitted: _____

PUCO

2016 SEP -7 PM 3:05

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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: OH3261007850
Inspection Date: 3/21/2016 Certification Date: 03/30/2016
Time Started: 12:05 Time Ended: 13:05
Inspection Level: I - Full Inspection
HM Inspection Type: No HM Inspection

BLUE WAY TRANSPORT LLC

1733 ROCKWELL RD

ABINGTON, PA 19001

USDOT #: 02581172

MC/MX #: 903794

State #:

Phone #: (267)474-1624

Fax #:

Driver: LONDARIDZE, IMEDA

License #: 29446901

State: PA

Date of Birth: 3/17/1986

Location: HEBRON

Highway: IR70

County: LICKING

Shipper: GERMAIN HONDA

MilePost: 130

Origin: NEWARK, NJ

Destination: COLUMBUS, OH

Bill of Lading: 212319

Cargo: MOTOR VEHICLES

VEHICLE IDENTIFICATION:

Unit	Type	Make	Year	State	License#	Equipment ID	Unit VIN	GVWR	CVSA #	CVSA Issued #	OOS Stkr.#
1	TR	DODG	2015	PA	ZGK6744	3500	3C63RPGLXFG504126	14,000			
2	ST	TRLR	2006	PA	XJF2329	1	15XFW53216L001628	20,000			

BRAKE ADJUSTMENTS:

Axle #	1	2	3	4
Right	N/A	N/A	N/A	N/A
Left	N/A	N/A	N/A	N/A
Chamber	HYDR	HYDR	ELEC	ELEC

VIOLATIONS:

Vio Code	Section	Unit	OOS	State Citation Number	Verify*	Crash	Violation Description
391.11B5-DNL	391.11(b)(5)	D	Y		N	N	Driver does not have a valid operator's license for the CMV being operated.
390.21B	390.21(b)	1	N		N	N	Carrier name and/or USDOT Number not displayed as required: no "US" in front of DOT
393.43	393.43	2	Y		U	N	No/improper breakaway or emergency braking: fails to hold veh

* N - Non-OOS or Driver OOS Violation; U - Unknown

HazMat: No HM Transported.

Placard: NA Cargo Tank:

Special Checks:

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

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

- ☐ Post Crash Inspection
☐ PBBT Inspection
 Arrests:

Inspection Notes: trailer has 2 different markings , 1 for total trl gvwr, other is for per axle, trl total is 20000 gvwr, axle are rated at 10000 each , max of 11950 , not to exceed tire rating

driver has no ifta, no ucr, stated he has been operating this equipment for 3 years and not had this problem before, reg shows a reg gvwr of 11950, fed id shows 20000 gvwr with 10000 lb axle with a certain tire size, on the dolly jack frame is a kaufman plate that shows 10000 lb axle, gvwr 11950.

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:

Report Prepared By:

A Philabaum

Badge #:

3261

Copy Received By:

LONDARIDZE, IMEDA

Page 1 of 2



OH3261007850

X

X

DRIVER/VEHICLE EXAMINATION REPORT

Public Utilities Commission of Ohio
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1733 ROCKWELL RD
ABINGTON, PA 19001

USDOT #: 02581172

MC/MX #: 903794

State #:

Phone #: (267)474-1624

Fax #:

Driver: LONDARIDZE, IMEDA
License #: 29446901 State: PA
Date of Birth: 3/17/1986

For-Hire Carrier: Y
Driver City: ABINGTON
Driver Zip: 19001
Reason Code: ISSS
CDL Verified (Y/N): Y

Driver Address: 1733 ROCKWELL RD
Driver State: PA
Photos Taken (Y/N): Y
FMCSA Credentials Verified-Y/N: Y
FMCSA OOS Order Issued(Y/N): N

I hereby declare IMEDA LONDARIDZE "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: Obtains a Valid CDL.

* Pursuant to authority contained in Title 49, Code of Federal Regulations, Section 396.9, I hereby declare vehicles with defects followed by an "Y" in the "Out of Service" column in the violations discovered section of this report OUT OF SERVICE. No person shall remove the out of service stickers applied to these vehicles, or operate such vehicles until the out of service defects have been repaired and the vehicles have been restored to safe operating condition.

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:
A Philabaum

Badge #:
3261

Copy Received By:
LONDARIDZE, IMEDA

Page 2 of 2

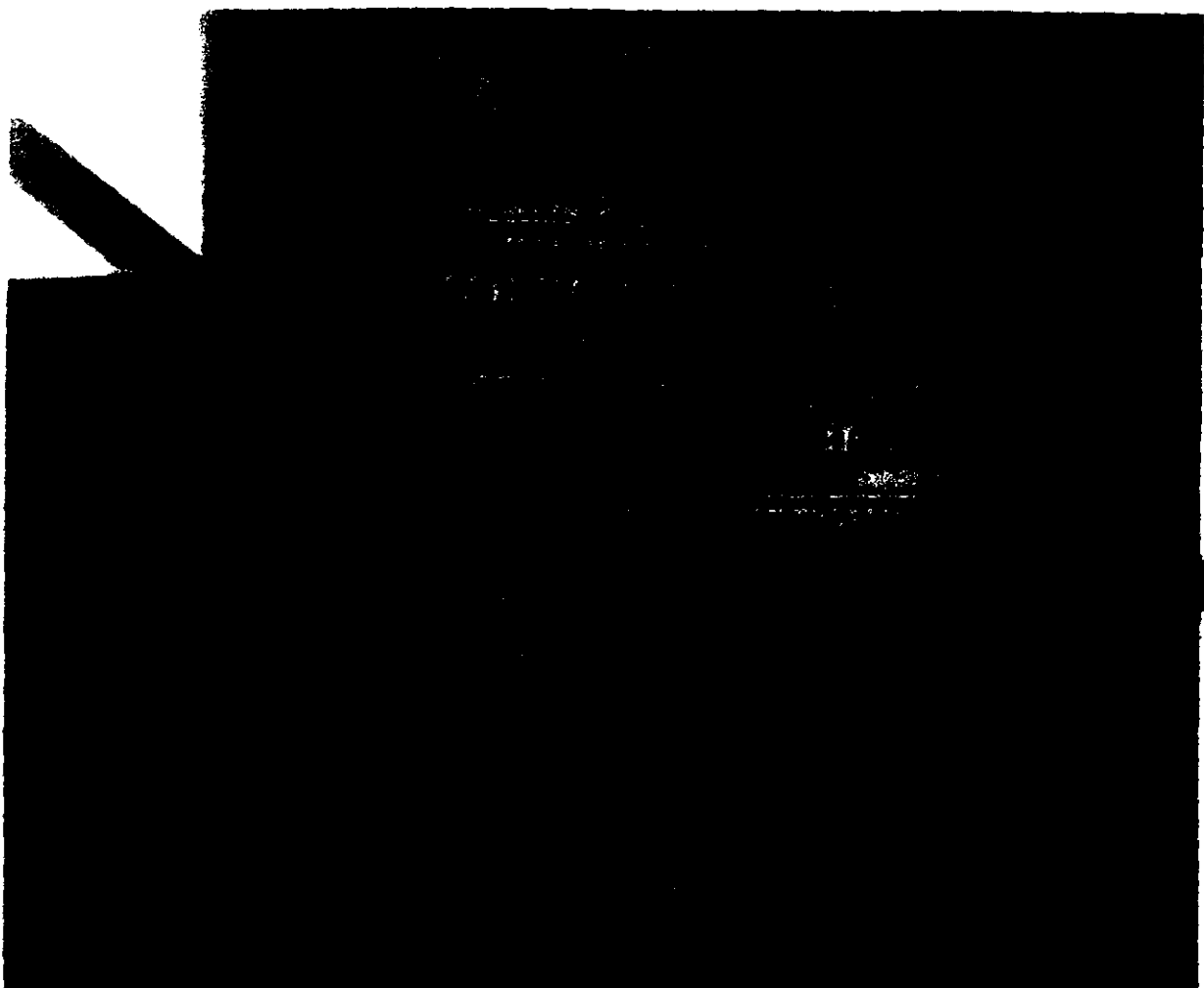


OH3261007850

X

X

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Staff Ex. 4



Public Utilities Commission

John R. Kasich, Governor
Andre Porter, Chairman

Commissioners

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

05/08/2016

OH3261007850D
Imeda Londaridze
1733 ROCKWELL RD
ABINGTON, PA 19001

RE: **NOTICE OF PRELIMINARY
DETERMINATION**
Case No. OH3261007850D

Dear Sir or Madam:

On 03/21/2016, a vehicle operated by BLUE WAY TRANSPORT LLC, and driven by IMEDA LONDARIDZE, 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 IMEDA LONDARIDZE (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
391.11B5-DN14		Driver does not have a valid operator's license for the CMV being operated.	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 IMEDA LONDARIDZE in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
391.11B5-DN14		Driver does not have a valid operator's license for the CMV being operated.	250.00
		Total of Group 4	250.00

TOTAL AMOUNT DUE: \$250.00

180 East Broad Street
Columbus, Ohio 43215-3793

(614) 466-3016
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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

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: Thomas Persinger

Staff Ex 5



Public Utilities Commission

John R. Kasich, Governor
Andre Porter, Chairman

Commissioners

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

05/16/2016

OH3261007850C
Imeda Londaridze
1733 ROCKWELL RD
ABINGTON, PA 19001

RE: **NOTICE OF PRELIMINARY
DETERMINATION**
Case No. OH3261007850C

Dear Sir or Madam:

On 03/21/2016, a vehicle operated by BLUE WAY TRANSPORT LLC, and driven by IMEDA LONDARIDZE, 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 BLUE WAY TRANSPORT LLC (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
393.43	2	No/improper breakaway or emergency braking	
390.21B	4	Carrier name and/or USDOT Number not displayed as required	100.00
		Total of Group 2	50.00
		Total of Group 4	100.00

TOTAL AMOUNT DUE: \$150.00

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 BLUE WAY TRANSPORT LLC in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
393.43	2	No/improper breakaway or emergency braking	
390.21B	4	Carrier name and/or USDOT Number not displayed as required	100.00

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Columbus, Ohio 43215-3793

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Lynn Slaby
M. Beth Trombold

Total of Group 2	50.00
Total of Group 4	100.00

TOTAL AMOUNT DUE: \$150.00

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: Thomas Persinger

(R/4)

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