

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of Bruce Henry, Notice of : Case No. 16-1873-TR-CVF
Apparent Violation and Intent to Assess : (OH1251004232D)
Forfeiture. :

**MEMORANDUM CONTRA RESPONDENT’S MOTION FOR
PRODUCTION OF DOCUMENTS**
SUBMITTED ON BEHALF OF THE STAFF OF
THE PUBLIC UTILITIES COMMISSION OF OHIO

Staff of the Public Utilities Commission of Ohio (Staff) responds to the Motion for Production of Documents filed by Bruce Henry (Respondent) in this case on November 7, 2016. Respondent’s motion seeks the production of all documents in the possession of Staff that will be used to prosecute the above-captioned case. Respondent previously filed a motion for the same production of documents, which was included in his Objections and Motions on October 31, 2016.

On November 8, 2016, Staff responded to Respondent’s Objections and Motions, to include his motion for production of documents, and sent him the Driver/Vehicle Examination Report and Notice of Preliminary Determination that Staff expects to introduce and use at the hearing in this case. The Driver/Vehicle Examination Report includes the notes of the Inspector. Respondent’s motion for production of documents duplicates his previous motion for production of documents. Respondent’s motion is

moot because Staff responded to his previous motion and produced all of the documents it intends to use at the hearing in this case.

For the foregoing reasons, Respondent's second motion for production of documents should be denied for lacking just cause and not having any merit, being duplicative discovery that is moot because Staff has already responded and sent him the documents he requested.

Respectfully submitted,

Michael DeWine
Ohio Attorney General

William L. Wright
Section Chief

/s/ John H. Jones

John H. Jones
Assistant Section Chief
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PROOF OF SERVICE

I hereby certify that a true copy of the foregoing **Memorandum Contra Respondent's Motion for Production of Documents**, submitted on behalf of the Staff of the Public Utilities Commission of Ohio, was served via regular U.S. mail upon Respondent, Bruce Henry, 9014 Coriander Circle, Manassas, Virginia, 20110, this 15th day of November, 2016.

/s/ John H. Jones

John H. Jones
Assistant Attorney General

This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 16-1873-TR-CVF

Summary: Memorandum Contra Respondent's Motion for Production of Documents submitted by Assistant Attorney General John Jones on behalf of the Staff of the Public Utilities Commission of Ohio. electronically filed by Kimberly L Keeton on behalf of Public Utilities Commission of Ohio