

NC
FILE
May 23, 2017

REQUEST FOR AN ADMINISTRATIVE HEARING

CASE#OH0969000137D

Dear Documenting Division:

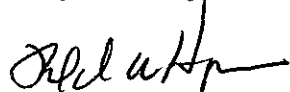
I am in receipt of the notice of violation on (03/29/2017), and the following is my response to said alleged violation.

I am requesting an Administrative Hearing with the Commission's Docketing Division.

I dispute that I was not wearing my seat belt while operating the commercial vehicle for the company that I was working for (PSI Packaging Services Inc.), but I acknowledge that once the officer came to the truck I was driving, it was then unfastened. The reason for this is that I was getting the documents in order for the officer after I was pulled over, i.e., drivers license, registration, logs, etc. In the future, I will keep my seat belt fastened until such time as the officer directs me to what documents they so desire to review. Thus, I will be more diligent in ensuring as complete compliance with all laws while operating a commercial vehicle.

I thank you in advance for your consideration of this response. Should you desire to contact me, please see below.

Respectfully,



Ronald Hogan
257 Gault School Rd.
Connellsville Pa. 15425
(724) 208-0787
Case# OH0969000137D



Public Utilities Commission

Asim Z. Haque, Chairman

Commissioners

M. Beth Trombold
Thomas W. Johnson
Lawrence K. Friedeman
Daniel R. Conway

05/12/2017

OH0969000137D
RONALD HOGAN
257 GAULT SCHOOL ROAD
CONNELLSVILLE, PA 15425

RE: **NOTICE OF PRELIMINARY
DETERMINATION**
Case No. OH0969000137D

Dear Sir or Madam:

On 03/29/2017, a vehicle operated by PSI PACKAGING SERVICES INC, and driven by RONALD A HOGAN, 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 RONALD A HOGAN (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
392.16	4	Failing to use seat belt while operating CMV	100.00
		Total of Group 4	100.00

TOTAL AMOUNT DUE: \$100.00

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 RONALD A HOGAN in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
392.16	4	Failing to use seat belt while operating CMV	100.00
		Total of Group 4	100.00

180 East Broad Street
Columbus, Ohio 43215-3793

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





Public Utilities Commission

Asim Z. Haque, Chairman

Commissioners

M. Beth Trombold
Thomas W. Johnson
Lawrence K. Friedeman
Daniel R. Conway

TOTAL AMOUNT DUE: \$100.00

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: Michael Hines

