

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

**IN THE MATTER OF JOSEPH TELESZ,  
NOTICE OF APPARENT VIOLATION AND  
INTENT TO ASSESS FORFEITURE.**

**CASE NO. 18-92-TR-CVF  
(OH1331000685D)**

**ENTRY**

Entered in the Journal on June 6, 2018

**I. SUMMARY**

{¶ 1} The Commission dismisses this case, as the respondent has paid the assessed civil forfeiture in full.

**II. DISCUSSION**

{¶ 2} R.C. 4923.04 provides that the Commission shall adopt rules applicable to the transportation of persons or property motor carriers operating in interstate and intrastate commerce. Pursuant to Ohio Adm.Code 4901:2-5-03(A), the Commission adopted the Federal Motor Carrier Safety Regulations for the purpose of governing transportation by motor vehicle in the state of Ohio. Further, R.C. 4923.99 authorizes the Commission to assess a civil forfeiture of up to \$25,000 per day against any person who violates the safety rules adopted by the Commission.

{¶ 3} On January 12, 2018, Joseph Telesz (Respondent) filed a request for an administrative hearing in accordance with Ohio Adm.Code 4901:2-7-13.

{¶ 4} A prehearing conference was conducted on February 8, 2018, but the parties did not resolve the matter, and a May 3, 2018, hearing was scheduled.

{¶ 5} On May 2, 2018, Staff filed a letter indicating that Respondent had decided to pay the full amount of the forfeiture. Staff requested that the hearing be continued for seven days to allow time for the payment to be received.

{¶ 6} On May 14, 2018, Staff filed a letter indicating that Respondent had paid the full amount of the forfeiture.

{¶ 7} Pursuant to Ohio Adm.Code 4901:2-7-22, full payment of the forfeiture prior to any final Commission order constitutes an admission of occurrence of the violation and shall terminate all further proceedings.

{¶ 8} Accordingly, the Commission finds that this case should be dismissed, as Respondent has paid the assessed civil forfeiture in full.


### III. ORDER

{¶ 9} It is, therefore,

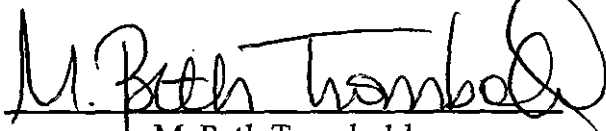
{¶ 10} ORDERED, That this case be dismissed. It is, further,

{¶ 11} ORDERED, That a copy of this Entry be served upon Joseph Telesz and all other interested parties of record.

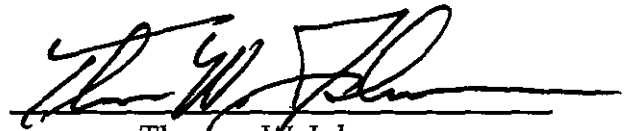
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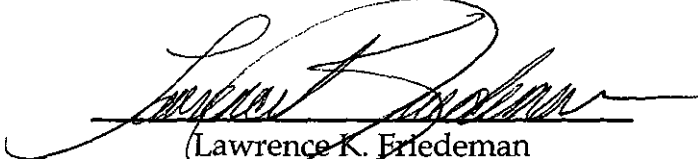
Asim Z. Haque, Chairman



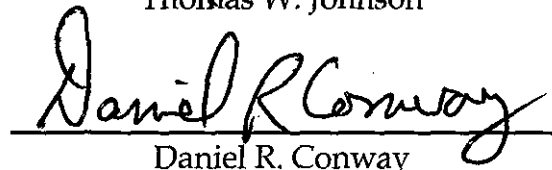
M. Beth Trombold



Thomas W. Johnson



Lawrence K. Friedeman

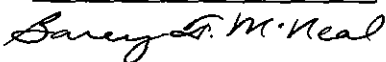


Daniel R. Conway

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JUN 06 2018



Barcy F. McNeal  
Secretary