

NO FILE

19-1302-TR-CVF

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June 6, 2019



Public Utilities Commission of Ohio

Attn: Docketing Division

180 E. Broad Street, 11th Floor

Columbus, Ohio 43215-3793

RE: Request for an Administrative Hearing

Case No. OH3202306779S3

To whom it may concern,

Please accept this request for an Administrative Hearing for Case No. OH3202306779S3 to further discuss and hopefully find resolution to this case.

Here is my contact information:

Mr. Robert E Pfeiffer

HS&E Manager

Akrochem Corporation

3770 Embassy Parkway

Akron, Ohio 44333

330-535-2100 X1172 (office)

330-603-9976 (cell)

RECEIVED-DOCKETING DIV
2019 JUN 10 PM 2:49
PUCO

Sincerely,

A handwritten signature in black ink, appearing to read 'Robert E. Pfeiffer'.

Robert E. Pfeiffer

Cc: J. Silver

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 A Date Processed 6/10/19



May 10, 2019

ARKOCHEM CORP
4239 HUDSON DR
STOW, OH 44224

RE: **NOTICE OF PRELIMINARY DETERMINATION**
Case No. OH3202306779S3

Dear Sir or Madam:

On 03/26/2019, a vehicle operated by USF HOLLAND LLC, and driven by, RANDAL CULBERTSON was inspected within the state of Ohio. As a result of discovery of the following violation(s) of the Commission's rules, Staff of the Commission timely notified ARKOCEM CORP pursuant to rule 4901:2-7-07, Ohio Administrative Code (OAC), that it intended to assess a civil forfeiture against ARKOCEM CORP in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
173.25 A	HazMat	Failed to meet overpack conditions	\$ 780.00

Original Amount Due: \$780.00

A conference was conducted pursuant to Rule 4901:2-10, OAC, at which ARKOCEM CORP had a full opportunity to present reasons why the violation(s) 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 the Staff.

As a result of the conference, staff has made a preliminary determination that the commission should assess a civil forfeiture against ARKOCEM CORP in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
173.25 A	HazMat	Failed to meet overpack conditions	\$ 780.00

New Amount Due: \$780.00

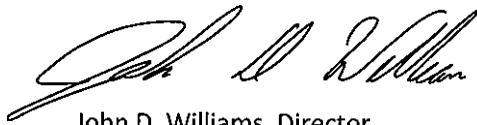


Within 30 days of this notice you must either: 1) pay the assessed civil forfeiture or, 2) submit a written Request for an Administrative Hearing.

Failure to comply with either option above shall constitute a waiver of your right to further contest the violation(s) and will conclusively establish the occurrence of the violation(s). 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. In addition, your Ohio operating authority and/or commercial driving privileges may be sanctioned as permitted by law.

Please consult the enclosed instruction sheet for additional information regarding this "Notice of Preliminary Determination."

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Williams", is written over a horizontal line.

John D. Williams, Director
Transportation Department

cc: Thomas Persinger

