

PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of Petro :
Chuprovskyi Notice of : Case No.
Apparent Violation and : 19-675-TR-CVF
Intent to Assess Forfeiture.:

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PROCEEDINGS

Before Michael Williams, Attorney Examiner, held
at the Public Utilities Commission of Ohio, 180
East Broad Street, Hearing Room 11-D, Columbus,
Ohio, on Thursday, September 19, 2019, at 10:00
A.M.

- - -

Armstrong & Okey, Inc.
222 East Town Street, 2nd Floor
Columbus, Ohio 43215
(614) 224-9481 - (800) 223-9481

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1 APPEARANCES:

2
3 Mr. Andy Shaffer

4 and
5 Me. Steve Beeler
6 Assistant Attorneys General
7 30 East Broad Street, 16th Floor
8 Columbus, Ohio 43215

9 On behalf of the Staff of the
10 Public Utilities Commission
11 of Ohio.

12 ALSO PRESENT:
13 Jalya Kotova, Interpreter
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Thursday Morning,
September 19, 2019.

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ATTORNEY EXAMINER: The Public
Utilities Commission of Ohio has assigned for
hearing at this time and place Case No.
19-675-TR-CVF being in the matter of Petro
Chuprovskyi.

My name is Mike Williams, I am the
Attorney Examiner assigned by the Commission to
hear this case. At this time we will take
appearances of the parties who are currently in
attendance.

MR. SHAFFER: On behalf of the Staff
of the Public Utilities Commission, Ohio
Attorney General Dave Yost, Assistant Attorney
Generals Andy Shaffer and Steve Beeler.

ATTORNEY EXAMINER: And I should
note for the record that Respondent has yet to
appear. We have an interpreter here on behalf
of the Respondent if he should make an
appearance.

At this time we will go off the
record until approximately 10:15 to give
Respondent a chance to appear. And if he does

1 not appear we will go back on the record and
2 move forward to the conclusion of this
3 presentation. Thank you.

4 (RECESS TAKEN)

5 ATTORNEY EXAMINER: It's about
6 10:20 and we are back on the record. We have
7 given the Respondent about 20 minutes to present
8 and still no sign of him. So we will proceed
9 with Staff's case at this time.

10 MR. SHAFFER: Thank you, Your Honor.
11 I would like to move under Ohio Administrative
12 Code Section 4901:2-7-14 for default judgment.

13 I will read the language. "Section
14 E. A Respondent who has requested an
15 administrative hearing who fails to appear for
16 the evidentiary hearing shall be in default.
17 Respondent in default shall be deemed to have
18 admitted the occurrence of the violation and
19 waived all further rights to contest liability
20 for the forfeiture proposed in the notice of
21 preliminary determination or to contest the
22 making of the compliance order described in the
23 notice of preliminary determination."

24 At this time I would also like to
25 mark Staff Exhibits 1 through 16; 1 being the

Vehicle/Examination Report.

2 through 15 being photos that the inspector took during the inspection.

And then Staff Exhibit 16 as the Notice of Preliminary Determination.

ATTORNEY EXAMINER: We will go ahead and mark those exhibits.

(EXHIBITS HEREBY MARKED FOR THE PURPOSE OF IDENTIFICATION)

MR. SHAFFER: I will note that some of the photos are identical photos and they have been lightened a little just because the exposure on some of the photos doesn't actually -- it's just a black blob of the first page that was -- that's how it printed out.

ATTORNEY EXAMINER: I see that. I appreciate that.

At this time I am going to take Staff's motion under advisement, though I don't think there is any need to put forth the case on the merits, with the pending motion and the admission of the exhibits.

Anything else on behalf of the Staff?

MR. SHAFFER: None, Your Honor.

ATTORNEY EXAMINER: All right. With
that then we will close the matter, and we will
issue a decision sometime after the transcript
arrives. Thank you, everyone.

MR. SHAFFER: Thank you.

(at 10:25 A.M. the hearing was
concluded)

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CERTIFICATE

I do hereby certify that the foregoing
is a true and correct transcript of the
proceedings taken by me in this matter on
September 19, 2019, and carefully compared with
my original stenographic notes.

Michael O. Spencer
Michael O. Spencer,
Registered Professional
Reporter.

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in

Case No(s). 19-0675-TR-CVF

Summary: Transcript In the Matter of Petro Chuprovskyi Notice of Apparent Violation and Intent to Assess Forfeiture, hearing held on September 19th, 2019. electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Spencer, Michael O. Mr.