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BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Jay Coe Notice of Apparent) Case No. 08-106-TR-CVF
Violation and Intent to Assess Forfeiture.) (OH3206301217C)

ENTRY

The Commission finds:

- (1) Commission staff served a notice of preliminary determination upon Jay Coe, in accordance with Rule 4901:2-7-12, Ohio Administrative Code (O.A.C.), alleging violations of the Commission's transportation regulations including failing to maintain driver logbook, driving after 14 hours on duty, and operating without required interstate operating authority.
- (2) On February 5, 2008, Mr. Coe filed a request for an administrative hearing in accordance with Rule 4901:2-7-13, O.A.C.
- (3) On February 29, 2008, staff and Mr. Coe filed a settlement agreement whereby staff agrees that the forfeiture assessed for the 14-hour rule violation was incorrectly assessed and will be waived because Mr. Coe was not placed out of service for this violation. The parties also agree that the forfeiture assessed for the violation for operating without interstate authority will be waived because Mr. Coe obtained the necessary interstate operating authority. In addition, the parties agree that the violations are valid and will be listed in Mr. Coe's SafetyNet record, but only the violation for operating without required operating authority will be included in Mr. Coe's history of violations for purposes of determining future penalty actions and his safety rating.
- (4) The Commission finds that the settlement agreement is reasonable and should be approved and adopted.

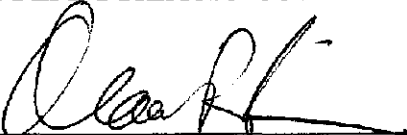
It is, therefore,

ORDERED, That the settlement agreement be approved and adopted. It is, further,

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 TM Date Processed 3/12/2008

ORDERED, That a copy of this entry be served on each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO



Alan R. Schriber, Chairman



Paul A. Centolella

Ronda Hartman Fergus



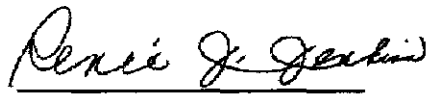
Valerie A. Lemmie

Donald L. Mason

SEF:ct

Entered in the Journal

MAR 12 2008.



Renee J. Jenkins
Secretary