

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Charles W. Byers, Notice of)
Apparent Violation and Intent to Assess) Case No. 09-1057-TR-CVF
Forfeiture.) (OH3269005630C)
)

ENTRY

The attorney examiner finds:

- (1) Commission staff has served a notice of preliminary determination upon Charles W. Byers (respondent) in accordance with Rule 4901:2-7-12, Ohio Administrative Code (O.A.C.), alleging violations of the Commission's transportation regulations.
- (2) On November 4, 2009, respondent filed a request for an administrative hearing in the above-captioned case in accordance with Rule 4901:2-7-13, O.A.C.
- (3) As set forth in Rule 4901:2-7-16(B), O.A.C., unless otherwise ordered by the Commission or agreed by the parties, a prehearing conference in a civil forfeiture case shall be scheduled within 30 days of the filing of a request for administrative hearing.
- (4) Because the Commission desired to further review matters associated with civil forfeiture cases, the prehearing conference for this case was postponed until a date to be scheduled by entry.
- (5) The parties in this case are directed to participate in a prehearing teleconference on January 14, 2010, at 10:00 a.m., Eastern Standard Time. At that time, Commission staff will attempt to contact respondent by telephone.

It is, therefore,

ORDERED, That a prehearing conference in this case be scheduled in accordance with Finding (5). It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

Kerry K. Sheets
By: Kerry K. Sheets
Attorney Examiner

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/vrm

Entered in the Journal

DEC 09 2009

Renee J. Jenkins

Renee J. Jenkins
Secretary