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FILE

09-1934-TP. CVF

Public Utilities Commission of Ohio

Docketing Division

RE: Case# OH077900 1650C

PUCO

2009 DEC -9 PM 3:56

RECEIVED-DOCKETING DIV

I'm requesting a hearing on this matter  
Truck 102 and Trailer #74 was empty at time  
of alleged violation. Thus there was no load  
to secure.

Carl Hochstetler

Owner

574-536-6030

This is to certify that the images appearing above are  
accurate and complete reproduction of a true file  
document delivered in the regular course of business.  
\_\_\_\_\_  
Official Date Processed 12/9/09



**Public Utilities  
Commission**

Ted Strickland, Governor  
Alan R. Schriber, Chairman

**Commissioners**

Ronda Hartman Fergus  
Valerie A. Lemmie  
Paul A. Centolella  
Cheryl Roberto

November 30, 2009

MR. CARL HOCHSTETLER  
C BAR C RANCH & TRUCKING LLC  
16840 MOMS DRIVE  
CONSTANTINE, MI 49042

**RE: NOTICE OF PRELIMINARY DETERMINATION**

Case No. OH0779001650C

Officer: CS

Dear MR. HOCHSTETLER:

On May 8, 2009, a vehicle operated by C BAR C RANCH & TRUCKING LLC, and driven by CARL D HOCHSTETLER, was inspected within the State of Ohio. As the result of discovery of the following apparent violation the Staff timely notified Respondent pursuant to Rule 4901:2-7-07, O.A.C., that it intended to make a civil monetary assessment against Respondent in the following amount:

| Code   | Violation   |
|--------|---|
| 392.9A | Failing to secure load 4 loose limestones on deck |

Total Forfeiture Assessed : \$100.00

A conference was conducted pursuant to Rule 4901:2-7-10(B), O.A.C., at which the Respondent had a full opportunity to present any reasons why the violation 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 Staff.

(continued)



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November 30, 2009  
MR. CARL HOCHSTETLER  
C BAR C RANCH & TRUCKING LLC  
OH0779001650C

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As a result of the conference, Staff has made a Preliminary Determination that the Commission should make a civil monetary assessment against C BAR C RANCH & TRUCKING LLC in the following forfeiture:

| Code   | Violation   |
|--------|---|
| 392.9A | Failing to secure load 4 loose limestones on deck |

Total Forfeiture Agreed : \$100.00

Please include a certified check or money order for the total forfeiture Agreed, made payable to "Treasurer State of Ohio," and mail to: PUCO FISCAL, 180 E. Broad St, 13th floor, Cols. OH 43215-3793.  
FOR PROPER CREDIT, BE SURE TO PUT THE CASE NUMBER ON THE FACE OF THE CHECK.

Please consult the enclosed additional information concerning this Notice of Preliminary Determination.

Robert E. Marvin, Director  
Transportation Department  
Public Utilities Commission of Ohio