09-1934-TP CVF

Public Utilities Commission of Ohio

Dacketing Division

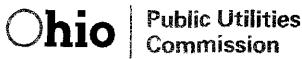
Docketis 12,0,51001

PC: Case# OH077900/650C 8

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

> Carl Hochsteller owner 574-536-6030

This is to certify that the images appearing nocurate and complete reproduction of a delivered) mician



Ted Strickland, Governor Alan R. Schriber, Chairman

Commissioners

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

November 30

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

RE:

NOTICE OF PRELIMINARY DETERMINATION

Case No.

ОН0779001650С

Officer:

CS

2009

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 proposed to be taken by Staff.

(continued)



)hio Public Utilities

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 OH0779001650C

PAGE -2

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