

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Anthony Butler,)	
Notice of Apparent Violation)	Case No. 09-744-TR-CVF
and Intent to Assess Forfeiture.)	(OH3245006176D)

ENTRY

The Commission finds:


- (1) On August 24, 2009, Anthony Butler (Mr. Butler) filed a request for an administrative hearing in accordance with Rule 4901:2-7-13, Ohio Administrative Code (O.A.C.).
- (2) By entry issued October 6, 2009, the attorney examiner scheduled a prehearing conference for November 10, 2009, after which Staff and Mr. Butler continued discussions.
- (3) At Staff's request, on December 17, 2009, the attorney examiner issued an entry scheduling a February 25, 2010, hearing.
- (4) On February 24, 2010, Staff filed a letter requesting a continuance of the hearing. In the letter, Staff explained that it needed more time to obtain records pertinent to the case. The attorney examiner granted Staff's request through entries issued on February 26, 2010, and April 8, 2010, eventually moving the hearing date to April 29, 2010.
- (5) On April 29, 2010, Mr. Butler filed a letter indicating that he desired to withdraw his request for a hearing. The letter also included his payment of the assessed civil forfeiture.
- (6) Rule 4901:2-7-22, O.A.C. provides that payment of the forfeiture shall terminate all other proceedings regarding that violation.
- (7) In view of the payment of the forfeiture, this case should be closed.

It is, therefore,


ORDERED, That this case be closed. It is, further,

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


THE PUBLIC UTILITIES COMMISSION OF OHIO



Alan R. Schriber, Chairman



Paul A. Centolella



Valerie A. Lemmie



Steven D. Lesser



Cheryl L. Roberto

JML/dah

Entered in the Journal

MAY 13 2010



Renee J. Jenkins
Secretary