BEERY & SPURLOCK CO., L.P.A.

ATTORNEYS AT LAW

MICHAEL SPURLOCK ERIC W. BEERY

275 EAST STATE STREET COLUMBUS, OHIO 43215-4330 PAUL F. BEERY 1931 - 2002

10110 SEP 28 PH 4: 56

RECEIVED-DOCKETING DP

TELEPHONE: (614) 228-8575 • FACSIMILE: (614) 228-1408 E-mail: Law@BeerySpurlock.com • www.BeerySpurlock.com

September 28, 2010

Honorable Kerry Sheets, Attorney Examiner Public Utilities Commission of Ohio 180 East Broad Street, 12th Floor Columbus, OH 43215

RE: Milan Express Co., Inc. - Case No. 09-651-TR-CVF

Dear Attorney Examiner Sheets:

On behalf of Milan Express Co., Inc., I respectfully withdraw the Request for Administrative Hearing filed in the above-referenced case. Milan Express is taking this action so that further discussions may be held with Commission personnel regarding the possible amendment of the Commission's regulations for the future. Milan Express Co., Inc. plans to pay the civil forfeiture of \$2,520 assessed in this case, within the next thirty (30) days.

As soon as the civil forfeiture amount is paid, it is respectfully requested that this case be dismissed.

Thank you very much for your consideration of this request.

ery truly yours, nunlock

Michael Spurlock

MS:bkf

cc: Thomas Lindgren, Assistant Attorney General Robert Marvin, Director of Transportation PUCO Docketing Milan Express Co., Inc.