

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of E. L. Noah, Notice of)	
Apparent Violation and Intent to)	Case No. 10-408-TR-CVF
Assess Forfeiture.)	(OH3248007115D)

ENTRY

The Commission finds:

- (1) On August 12, 2009, the commercial motor vehicle driven by the respondent, Mr. Noah, was stopped and inspected. As a result of that inspection, Mr. Noah was cited under 49 C.F.R. 391.11(b)(4), for not wearing hearing aids at the time of the stop.
- (2) This civil forfeiture case was filed on March 26, 2010.
- (3) Thereafter, a prehearing conference was held and a hearing was scheduled in the matter.
- (4) On October 13, 2010, Commission staff filed a letter requesting that this case be dismissed. In its letter, staff stated that further prosecution of this matter is not warranted and that there is a lack of evidence upon which to proceed to an administrative hearing.
- (5) In view of staff's request for dismissal, this case should be dismissed. Further, the violation should be deleted from the inspection report.

It is, therefore,

ORDERED, That Case No. 10-408-TR-CVF be dismissed. It is, further,

ORDERED, That the violation be deleted from the inspection report. It is, further,

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

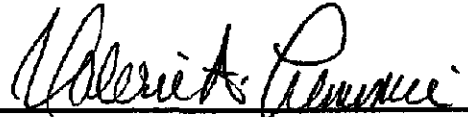
THE PUBLIC UTILITIES COMMISSION OF OHIO



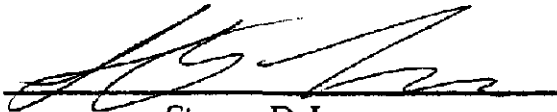
Alan R. Schriber, Chairman



Paul A. Centolella



Valerie A. Lemmie



Steven D. Lesser



Cheryl L. Roberto

KKS/sc

Entered in the Journal

OCT 27 2010



Renee J. Jenkins
Secretary