11-445-TR-CVF



January 21, 2011

PUCO

Attention: Docketing Division

180 E. Broad Street

11th Floor

Columbus, OH 43215-3793

RE: OH3245009768D

Request for Administrative Hearing

To Whom It May Concern:

Please consider this letter as notice that we would like to file a "Request for Administrative Hearing" on the aforementioned case. We feel that this issue needs further review in that the driver had forgotten his wallet at our terminal the day he was inspected, and we had subsequently provided the documents to the state. A reconsideration of this violation would be appreciated. Attached are the documents that the employee failed to produce during the inspection.

I thank you for your time and consideration on this matter, and look forward to hearing from you. I can be reached at 330-645-9900 during normal business hours.

Sincerely,

Gerry Konn

President,

Buckeye Waste Industries, Inc.

This is to certify that the images appearing are an acquirate and complete reproduction of a cide file inguingnt delivered in the regular course of business facilities.

Date Processed

Phone: 330.773.2001

Fax: 330.773.2003 • Toll Free: 888.334.0842

John Kasich, Governor Steven D. Lesser, Chairman Commissioners Alerie A. Lemmie

Valerie A. Lemmie Paul A. Centolella Cheryl Roberto

January 18, 2011

MR GERRY KONN

P O BOX 1262 CUYAHOGA FALLS, OH 44223

E: NOTICE OF PRELIMINARY DETERMINATION

- Case No. OH3245009768D

Officer: WW

Dear MR KONN:

On September 28, 2010, a vehicle operated by BUCKEYE WASTE INDUSTRIES INC, and driven by STEVEN F CATH, was inspected within the State of Chio. As the result of discovery of the following apparent violations 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

383.23A2

Operating a CMV without a CDL/suspended by court

391.41A

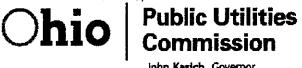
No medical certificate on drivers possession

Total Forfeiture Assessed: \$350.00

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 violations 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)

Paul A. Centolella Cheryl Roberto



John Kasich, Governor Steven D. Lesser, Chairman

> January 18, 2011 MR GERRY KONN

OH3245009768D

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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 STEVEN F CATH in the following forfeiture:

Code

Violation

383.23A2

Operating a CMV without a CDL/suspended by court

391.41A

No medical certificate on drivers possession

Total Forfeiture Agreed: \$350.00

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. 4th 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

CONCENTRA Medical Centers
MEDICAL EXAMINER'S CERTIFICATE

Lostity that I have examined STEVAW FOR THE CATA STATES of the abondance with the person is qualified, and if applicable, only where	in accordance with PMCSR applicable, only when:	
☐ Wearing Domoditive Lenses	olly zone (49 O PR 891.62)	
C) Weeting Nearing Aid Performance Broklackon Derifficate	mance Brakeston Certificate	
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DRIVERS ADDRIES (Breet, Dry, Base, Zg, Dode) (\$\inf\$\subseteq \subseteq \su	MBD. OBFT. EXPRATTON DATE	

IN THE MASSILLON MUNICIPAL COURT STARK COUNTY, OHIO

YOUR INSURANCE
CARD MUST BE
ATTACHED HERE

THIS LETTER IS VOID IF THE DEFENDANT CONSUMES ANY ALCOHOLIC BEVERAGE OR DRUGS OF ABUSE BEFORE DRIVING. MUST BE CARRIED ON PERSON AT ALL TIMES WHILE DRIVING.

CASE NO: 2010-TRC-06181

BMV CASE NO: AR10019423

LICENSE RESTRICTION:

Defendant Permitted Limited

Defendant Permitted Limited
Driving Only As Specified Herein
JUDGE C. ROLAND. CENTRONE

LIMITED AUTHORITY TO DRIVE FOR STEVEN F CATH 15353 CLINTON RD

Defendant

DOYLESTOWN, OH 44230

SSN:	286-72-8148	O.L. NO: RS114900	magnitude - 1 m At
		d for a period of CNO IV> Days by the contract to operate a motor vehicles	his Court, from
(1)	To and from his follow 15353 CLINTON RD	ing home address and his employment. DOYLESTOWN, OH 44230	•
(2)	During the course of his sampleyment (subtrees listed): BUCKEYE WASTE HUUSTRES INC. 2004 S. INSIN ST. ARRON, Off		
(3)	NO PLEASURE DRIV		all must be verified.

SUBJECT TO:

- (A) Defendant conforming with all Insurance coverage, payment of Reinstatement Fees, BMV Suspension and renewal requirements.;
- (B) Defendant must have this Order and Insurance in his possession while operating vehicle.
- (C) No moving violations while using this Limited Driving Permit;
- (D) Driving the most direct route between destinations with no unauthorized stops;
- (E) PROOF OF AUTOMOBILE INSURANCE REQUIRED.

 ALFA NS CO VALID THRU 06-28-11

THIS AUTHORIZATION TO DRIVE IS VOID AFTER 19-07-2010 AND SHALL BE SURRENDERED TO ANY LAW ENFORCEMENT OFFICER UPON REQUEST.

This AUTHORIZATION applies ONLY to this concount or BMV suspension.	ase and DOES NOT modify any other
	O Bland Centerie
DATE: September 8, 2010	JUDGE C. ROLAND. CENTRONE ^{5/3}
	IID Cost

Internal Use : Administrative Suspension

WARNING: NOT VALID IF PHOTO-COPIED.

AMD Cost