



**Public Utilities
Commission**

John R. Kasich, Governor
Todd A. Snitchler, Chairman

Commissioners

Cheryl Roberto
Steven D. Lesser
Andre T. Porter
Lynn Staby

December 24, 2012

MR JOE COLLINS
CARLS PAVING.
1730 COLUMBUS AVENUE
NILES, OH 44446

RE: NOTICE OF PRELIMINARY DETERMINATION

Case No. OH3281009710C

Officer: CS

Dear MR COLLINS:

On September 5, 2012, a vehicle operated by CARLS PAVING., and driven by MATTHEW M SMITH, was inspected within the State of Ohio. 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
396.3A1BOS	BRAKES OUT OF SERVICE: The number of defective bra
393.9T	Inoperable tail lamp LEFT AND RIGHT SIDE. OUT OF S
2-5-10	CURRENT CARRIER Company markings (Intrastate) MISS

Total Forfeiture Assessed : \$240.00

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)