

13-0335-TR-CUF

JAN 26, 2013

DONALD KLAVINEER
KLAVINEER TRANSPORT LLC
6901 W LAKESHORE DR.
PORT CLINTON, OHIO 43452
734-678-8621 Don Klavineer cell

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NC

FILE

REQUEST FOR ADMINISTRATIVE HEARING

OCT 5, 2012

CASE NO.: OH0191007584C

OFFICER: CS

I DONALD KLAVINEER OF KLAVINEER TRANSPORT LLC
IS REQUESTING A ADMINISTRATIVE HEARING. MY TRAILER WAS
INSPECTED FOUND A BROKEN WIRE ON TAIL LIGHT. AND SAID
BRAKES WERE OUT OF ADJUSTMENT. THIS IS NOT TRUE EVERYTHING
IS WORKING ON BRAKES EVERYTHING WAS REPLACED NEW 12 HR
BEFORE TRAILER WAS INSPECTED TRAILER WAS SERVICED INSPECTED BY
TA TRUCK STOPS I HAVE ALL THE PAPERWORK SHOWING SERVICE AND
ALL NEW PARTS FOR BRAKES

RECEIVED-DOCKETING DIV

2013 JAN 30 PM 12:58

PUCO

DONALD KLAVINEER
KLAVINEER TRANSPORT LLC

734-678-8621 cell

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Public Utilities Commission

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

Commissioners

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

January 14, 2013

MR DONALD KLAVINGER
KLAVINGER TRANSPORT LLC
6901 W LAKESHORE DR
PORT CLINTON, OH 43452

RE: NOTICE OF PRELIMINARY DETERMINATION
Case No. OH0191007584C
Officer: CS

Dear MR KLAVINGER:

On October 5, 2012, a vehicle operated by KLAVINGER TRANSPORT LLC, and driven by JAMIE P KLAVINGER, 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
393.25F	Stop lamp violations, trailer brake lights inopera

Total Forfeiture Assessed : \$150.00

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)



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MR DONALD KLAVINGER
KLAVINGER TRANSPORT LLC
OH0191007584C

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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 KLAVINGER TRANSPORT LLC in the following forfeiture:

Code	Violation
396.3A1BOS	BRAKES OUT OF SERVICE: The number of defective bra
393.25F	Stop lamp violations, trailer brake lights inopera

Total Forfeiture Agreed : \$150.00

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 Marvin, Director
Transportation Department
Public Utilities Commission of Ohio