

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Request of Refix)	
Truck and Trailer Repair, Inc., for an)	Case No. 12-3198-TR-CVF
Administrative Hearing.)	(OH0573006465C)

ENTRY

The attorney examiner finds:

- (1) Pursuant to Rule 4901:2-7-12, Ohio Administrative Code (O.A.C.), the Commission staff has served a notice of preliminary determination upon Refix Truck and Trailer Repair, Inc. (Refix), alleging a violation of the Commission's transportation regulations.
- (2) On December 12, 2012, Refix filed a request for an administrative hearing in the above-captioned case in accordance with Rule 4901:2-7-13, O.A.C.
- (3) Pursuant to an entry issued December 27, 2012, a prehearing conference was held in this matter on January 14, 2013. Shortly after the prehearing conference, the parties established a hearing date of March 11, 2013.
- (4) Accordingly, this matter shall be set for a hearing on March 11, 2013, at 1:00 p.m., at the offices of the Commission, 180 East Broad Street, 11th floor, Hearing Room 11-D, Columbus, Ohio 43215-3793.
- (5) Rule 4901:2-7-14(A), O.A.C., provides that a respondent who has requested an administrative hearing and fails to participate in the hearing proceeding shall be in default. The rule additionally states that a respondent in default shall be deemed to have admitted the occurrence of the violation and waived all further right to contest liability to the state for the forfeiture described in the notice.
- (6) At the hearing, Staff must prove, by the preponderance of the evidence, that Refix committed the alleged violation, pursuant to Rule 4901:2-7-20(A), O.A.C.

It is, therefore,

ORDERED, That the matter be scheduled for a hearing on March 11, 2013, at 1:00 p.m., at the offices of the Commission, 180 East Broad Street, 11th floor, Hearing Room 11-D, Columbus, Ohio 43215-3793. It is, further,

ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Mandy W. Chiles

By: Mandy Willey Chiles
Attorney Examiner

JRJ/sc

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

2/4/2013 10:03:45 AM

in

Case No(s). 12-3198-TR-CVF

Summary: Attorney Examiner Entry scheduling a hearing in this matter for 03/11/2013, 1:00 p. m. at the offices of the Commission, 180 E. Broad St., Rm. 11-D, Columbus, OH. - electronically filed by Sandra Coffey on behalf of Mandy Chiles, Attorney Examiner, Public Utilities Commission of Ohio