

NO FILE

Ibrahima Coulibaly
Kham and Khady Inc.
6651 Palmetto St. | Cincinnati, Ohio 45227
513.227.4765

13-863-TR-CVF

9

April 7, 2013

Re: Ibrahima Coulibaly
FedEx Ground Package System
6651 Palmetto St.
Cincinnati, Ohio 45227

Case#: OH0992000174C

Attn: Public Utilities Commission of Ohio
Attention: Docketing Division
180 East Broad Street 11th Floor
Columbus, Ohio 43215-3793

RECEIVED - DOCKETING DIV
2013 APR 10 PM 2:02
PUCO

To Whom It May Concern:

Please accept this letter as my written **Request for Administrative Hearing with the Commission's Docketing Division** for the above listed case number.

Please find attached my explanation along with the citation written by officer Alloy. I don't believe I am guilty of the violations given by officer Alloy. As the officer began the inspection he advised me that if my headlights were not working I would not be permitted to operate the vehicle. After the inspection the officer found my headlight to be operational and gave me a citation for the mud flaps and I returned to Cincinnati.

Please feel free to contact me at 513-227-4765 to further discuss this matter. I appreciate your time and attention in this matter.

Sincerely,

Ibrahima Coulibaly

Attachments: Notice of Preliminary Determination
Vehicle Exam Report
Notice of Apparent Violation
Copy of Citation
Citation Payment Receipt

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
Technician IN Date Processed APR 10 2013



Public Utilities Commission

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

Commissioners

Steven D. Lesser
Andre T. Porter
Lynn Slaby

March 11, 2013

MR IBRAHIMA COULIBALY
FEDEX GROUND PACKAGE SYSTEM INC
6651 PALMETTO ST
CINCINNATI, OH 45227

RE: NOTICE OF PRELIMINARY DETERMINATION

Case No. OH0992000174C

Officer: WW

Dear MR COULIBALY:

On October 31, 2012, a vehicle operated by FEDEX GROUND PACKAGE SYSTEM INC, and driven by IBRAHIMA COULIBALY, 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
393.9H	Inoperable head lamps- both R/L not operational- w
393.9TS	Inoperative turn signal-R rear not operational

Total Forfeiture Assessed : \$90.00

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)



Public Utilities Commission

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

Commissioners

Steven D. Lesser
Andre T. Porter
Lynn Slaby

March 11, 2013
MR IBRAHIMA COULIBALY
FEDEX GROUND PACKAGE SYSTEM INC
OH0992000174C

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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 FEDEX GROUND PACKAGE SYSTEM INC in the following forfeiture:

Code	Violation
393.9H	Inoperable head lamps- both R/L not operational- w
393.9TS	Inoperative turn signal-R rear not operational

Total Forfeiture Agreed : \$90.00

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.

Milan Orbovich, Director
Transportation Department
Public Utilities Commission of Ohio

DRIVER/VEHICLE EXAMINATION REPORT

Aspen 2.14.0.10



OHIO STATE HIGHWAY PATROL

Motor Carrier Enforcement

District 6 Headquarters

TELEPHONE (614) 799-9241

Return certification to agency listed below

Report Number: OH0992000174

Inspection Date: 10/31/2012

Start: 8:45:00 AM ET End: 9:42:46 AM ET

Inspection Level: I - Full

HM Inspection Type: None

FEDEX GROUND PACKAGE SYSTEM INC

1000 FEDEX DR

CORAOPOLIS, PA 15108

USDOT#: 00265752

Phone#: (412)269-1000

MC/MX#: 179059

Fax#:

State#:

Location: ROADSIDE

Highway: IR71

County: FRANKLIN, OH

Driver: COULIBALY, IBRAHIMA

License#: RT189649

State: OH

Date of Birth: 05/20/1974

CoDriver:

License#:

State:

Date of Birth:

MilePost: 94

Shipper:

Origin: COLUMBUS, OH.

Bill of Lading:

Destination: CINCINNATI, OH.

Cargo: EMPTY

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate #	Equipment ID	VIN	GVWR	CVSA #	CVSA Issued #	OOS Sticker
1	TT	FRHT	2003	IN	1136848	117518	1FUJA6CG63LK74022	56,000			

BRAKE ADJUSTMENTS

Axle #	1	2	3
Right	1 1/2	1 7/8	1 3/4
Left	1 1/2	1 1/8	1 1/2
Chamber	L-20	L-30	L-30

VIOLATIONS

Vio Code	Section	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
392.2WC	392.2	1	N	A298401	N	N	Wheel (Mud) Flaps missing or defective-both R/L missing
393.9H	393.9H	1	Y		A	N	Inoperable head lamps- both R/L not operational- weather inclement/raining
393.9TS	393.9TS	1	N		N	N	Inoperative turn signal-L front not operational
393.9TS	393.9TS	1	Y		A	N	Inoperative turn signal-R rear not operational
393.9T	393.9T	1	N		N	N	Inoperable tail lamp-R tail lamp not operational
393.19	393.19	1	N		N	N	Inoperative/Defective Hazard Warning Lamp- L front not operational
395.8F1	395.8(f)(1)	1	N		N	N	Drivers record of duty status not current-last entry 10/30/12@12p off duty

HazMat: No HM Transported.

Placard: No

Cargo Tank:

Special Checks: No Data for Special Checks.

State Information:

FMCSA Credentials Verified (Y/N): Y, CDL Verified (Y/N): Y, FMCSA OOS Order Issued (Y/N): N, For-Hire Carrier: Y, Reason Code: OBVI, Driver Address: 6651 PALMETTO ST, Driver City: CINCINNATI, Driver State: OH, Driver Zip: 45527, Photos Taken (Y/N): N;

Report Prepared By:
B.P. ALLO

Badge #:
0992

Copy Received By:
IBRAHIMA COULIBALY

Page 1 of 2



00265752 OH O:0992000174

DRIVER/VEHICLE EXAMINATION REPORT

Aspen 2.14.0.0



OHIO STATE HIGHWAY PATROL

Motor Carrier Enforcement

District 6 Headquarters

TELEPHONE (614) 799-9241

Return certification to agency listed below

Report Number: OH0992000174

Inspection Date: 10/31/2012

Start: 8:45:00 AM ET End: 9:42:46 AM ET

Inspection Level: I - Full

HM Inspection Type: None

FEDEX GROUND PACKAGE SYSTEM INC

1000 FEDEX DR

CORAOPOLIS, PA 15108

USDOT#: 00265752

Phone#: (412)269-1000

MC/MX#: 179059

Fax#:

State#:

Location: ROADSIDE

Highway: IR71

County: FRANKLIN, OH

MilePost: 94

Origin: COLUMBUS, OH.

Destination: CINCINNATI, OH.

Shipper:

Bill of Lading:

Cargo: EMPTY

Driver: COULIBALY, IBRAHIMA

License#: RT189649

State: OH

Date of Birth: 05/20/1974

CoDriver:

License#:

State:

Date of Birth:

* Pursuant to authority contained in Title 49, Code of Federal Regulations, Section 396.9, I hereby declare vehicles with defects followed by an "Y" in the "Out of Service" column in the violations discovered section of this report OUT OF SERVICE. No person shall remove the out of service stickers applied to these vehicles, or operate such vehicles until the out of service defects have been repaired and the vehicles have been restored to safe operating condition.

Signature Of Repairer X:

Facility:

Date:

All violations of the FMHR and FMCSR or Title 49 of the Ohio Revised Code will be reviewed by the PUCO's Transportation Department to determine whether civil forfeitures should be assessed against any responsible parties in accordance with the penalty provisions of Title 49 of the Ohio Revised Code. If civil forfeitures are assessed, you will receive a separate notice by mail. These penalties may be assessed to motor carriers, shippers, and/or drivers.

ATTENTION DRIVER: This report must be sent to the motor carrier whose name appears at the top of this inspection report within 24 hours. If the inspection report cannot be delivered within 24 hours the driver must mail or fax the inspection report to the motor carrier.

ATTENTION MOTOR CARRIER: The motor carrier must examine this report and repair all the vehicle defects/violations noted above -AND- The motor carrier must sign the certification of repairs below and return the signed form to: Public Utilities Commission of Ohio-TASD, 180 E. Broad St., Columbus, Oh; 43215-3793 -OR- Fax (614) 752-9274 within 5 days of the inspection. If "No Violations Were Discovered" then you do not need to return this report. Failure to return this report with the required certification can result in penalties up to \$1,000 per day for each day the violation continues, up to a total of \$10,000.

MOTOR CARRIER CERTIFICATION OF COMPLETED REPAIRS: The undersigned certifies that all violations noted on this report have been corrected and action taken to assure compliance with the Federal Motor Carrier Safety & Hazardous Materials Regulations insofar as they are applicable to motor carriers and drivers. A false certification of repairs is required to be prosecuted with penalties up to \$10,000.

Signature Of Motor Carrier:

Title:

Date:

Report Prepared By:

B.P. ALDY

Badge #:

0992

Copy Received By:

IBRAHIMA COULIBALY

Page 2 of 2



X



Public Utilities Commission

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

Commissioners

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

November 13, 2012

OH0992000174C
FEDEX GROUND PACKAGE SYSTEM INC
1000 FEDEX DR
CORAOPOLIS, PA 15108

Re: **NOTICE OF APPARENT VIOLATION
AND INTENT TO ASSESS FORFEITURE**
Case No. OH0992000174C

Dear Carrier:

On October 31, 2012 vehicle numbers 117518 (UNIT #1), operated by FEDEX GROUND PACKAGE SYSTEM INC and driven by IBRAHIMA COULIBALY were inspected within the state of Ohio. As the result of discovery of the following apparent violation(s), of rule 4901:2-5-02, O.A.C., the Commission intends to make a civil monetary assessment against FEDEX GROUND PACKAGE SYSTEM INC in the following amount:

CODE	UNIT	VIOLATION	VIOL. GROUP
393.9H	1	Inoperable head lamps- both R/L not operati	2
393.9TS	1	Inoperative turn signal-R rear not operatio	3

TOTAL AMOUNT DUE: \$90.00

You are urged to take corrective action immediately concerning these violations and to take appropriate measures to ensure that they not repeated. Within 30 days, you must pay the forfeiture or send a written request for conference. Failure to pay the forfeiture or send a written request for conference within 30 days will result in this forfeiture amount being referred to the Attorney General for collection.

Please consult the enclosed additional information on the instruction sheet in regard to your rights and responsibilities concerning this Notice of Apparent Violation and Notice of Intent to Assess Forfeiture.

Sincerely
Wanda Williams
Compliance Division
(614) 466-0351

180 East Broad Street
Columbus, Ohio 43215-3793

(614) 466-3016
www.PUCO.ohio.gov

An equal opportunity employer and service provider

COURT COUNTY, OHIO
STATE OF OHIO TICKET #
☐ City ☐ Village ☐ Township CASE #

NAME
STREET
CITY, STATE ZIP

OPERATOR LICENSE / STATE ID# <input type="checkbox"/> None*		BIRTH DATE	ISSUE DATE	STATE
CLASS	EXPIRES	ENDORSEMENT(s)/RESTRICTION(s)		SS# (last 4 digits)
		<input type="checkbox"/> CDL <input type="checkbox"/> MC <input type="checkbox"/> Other		
SEX	HEIGHT	WEIGHT	EYES	HAIR
				RACE
FINANCIAL RESPONSIBILITY PROOF?				
<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A				
* If no OL State ID, REQUIRED documentation attached <input type="checkbox"/> Yes				

TO DEFENDANT: COMPLAINT ON 20 AT Aw/Pu, YOU
Operated/Passenger/Parked/Walked a ☐ Passenger ☐ Motorcycle ☐ Bicycle ☐ Other
☐ Commercial DOT# ☐ ≥26,001 lbs. ☐ <16 Pass. Bus ☐ ≥16 Pass. Bus ☐ Haz. Mat.
VEHICLE: YEAR MAKE MODEL
COLOR LICENSE # STATE
UPON A PUBLIC HIGHWAY, NAMELY
AT/NEAR (M.P.)
IN THE OF IN
COUNTY (NO.), STATE OF OHIO AND COMMITTED THE FOLLOWING OFFENSE(S).

<input type="checkbox"/> SPEED: MPH in MPH zone <input type="checkbox"/> Over limits <input type="checkbox"/> Unsafe for conditions <input type="checkbox"/> ACDA <input type="checkbox"/> Radar <input type="checkbox"/> Air <input type="checkbox"/> VASCAR <input type="checkbox"/> Pace <input type="checkbox"/> Laser <input type="checkbox"/> Stationary <input type="checkbox"/> Moving	<input type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
<input type="checkbox"/> OVI: <input type="checkbox"/> Under the influence of alcohol/drug of abuse. <input type="checkbox"/> Prohibited blood alcohol concentration. BAC <input type="checkbox"/> Blood <input type="checkbox"/> Breath <input type="checkbox"/> Urine <input type="checkbox"/> Refused # of prior OVIs: Years of prior OVIs	<input type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
<input type="checkbox"/> DRIVER LICENSE: <input type="checkbox"/> None <input type="checkbox"/> Not on person <input type="checkbox"/> Revoked <input type="checkbox"/> Suspended EXPIRED: <input type="checkbox"/> <6 months <input type="checkbox"/> >6 months <input type="checkbox"/> Failure to Reinstate Suspension Type:	<input type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
<input type="checkbox"/> SAFETY BELT: Failure to wear <input type="checkbox"/> Driver <input type="checkbox"/> Passenger <input type="checkbox"/> Child Restraint <input type="checkbox"/> Booster Seat	<input type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
<input type="checkbox"/> OTHER OFFENSE:	<input type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
<input type="checkbox"/> OTHER OFFENSE:	<input type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
<input type="checkbox"/> DRIVER LICENSE HELD <input type="checkbox"/> VEHICLE SEIZED <input type="checkbox"/> JUVENILE OFFENDER	
PAVEMENT: <input type="checkbox"/> Dry <input type="checkbox"/> Wet <input type="checkbox"/> Snow <input type="checkbox"/> Ice # of Lanes: <input type="checkbox"/> Construction Zone	
VISIBILITY: <input type="checkbox"/> Clear <input type="checkbox"/> Cloudy <input type="checkbox"/> Dusk <input type="checkbox"/> Night <input type="checkbox"/> Dawn	
WEATHER: <input type="checkbox"/> Rain <input type="checkbox"/> Snow <input type="checkbox"/> Fog <input type="checkbox"/> No Adverse	
TRAFFIC: <input type="checkbox"/> Heavy <input type="checkbox"/> Moderate <input type="checkbox"/> Light <input type="checkbox"/> None	
AREA: <input type="checkbox"/> Business <input type="checkbox"/> Rural <input type="checkbox"/> Residential <input type="checkbox"/> Industry <input type="checkbox"/> School	
CRASH: <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Almost Caused <input type="checkbox"/> Non-injury <input type="checkbox"/> Injury <input type="checkbox"/> Fatal	
Crash Report Number:	
REMARKS:	
ACCOMPANYING CRIMINAL CHARGE <input type="checkbox"/> Yes <input type="checkbox"/> No TOTAL # OFFENSES	

TO DEFENDANT: SUMMONS PERSONAL APPEARANCE REQUIRED ☐ Yes ☐ No
You are summoned and ordered to appear on 20 at Aw/Pu,
in Court, at
If you fail to appear at this time and place you may be arrested or your license may be cancelled.
This summons served personally on the defendant on 20
The Issuing/charging law enforcement officer states under the penalties of perjury and falsification that
he/she has read the above complaint and that it is true.

Charging Law Enforcement Officer	County	Unit	Post	District
Issuing Law Enforcement Officer				

Issuing Officer: Verify address. If different from license address, write present address in space provided.
☐ SAME AS ABOVE

<u>Status</u>	<u>Status Date</u>	<u>Disposition Code</u>	<u>Disposition Date</u>
CLOSED	11/02/2012	PAID - WAIVER	11/07/2012

<u>Event</u>	<u>Date</u>	<u>Start</u>	<u>End</u>	<u>Judge</u>	<u>Ct.Rm.</u>	<u>Result</u>
ARRAIGNMENT	11/14/2012	09:00 AM	11:55 AM	AREN, ENVIRONMENTAL	15C	PAID

<u>Docket Application</u>	<u>Amount Owed</u>	<u>Amount Paid</u>	<u>Amount Dismissed</u>	<u>Balance</u>
FINE	\$50.00	\$50.00	\$0.00	\$0.00
COST	\$91.00	\$91.00	\$0.00	\$0.00
TOTAL:	\$141.00	\$141.00	\$0.00	\$0.00

<u>Number</u>	<u>Cash Book</u>	<u>Received From</u>	<u>Status</u>	<u>Date</u>	<u>Total Amount</u>
12448929	TRAFFIC/CRIMINAL	COULIBALY, IBRAHIMA	FINAL	11/07/2012	\$141.00

<u>Docket Date</u>	<u>Docket Text</u> (Expand All - Collapse All)	<u>Amount</u>	<u>Balance</u>
11/07/2012	PAID BEFORE/AFTER ARRAIGNMENT		
11/07/2012	ONLINE PAYMENT RECEIVED 11/6/12		
11/05/2012	IMAGE OF TICKET/COMPLAINT		
11/05/2012	STATE FEES FOR MOVING VIOLATIONS Receipt: 12448929 Date: 11/07/2012	\$39.00	\$0.00
11/05/2012	ARRAIGNMENT SCHEDULED	\$52.00	\$0.00
	Event: ARRAIGNMENT Date: 11/14/2012 Time: 9:00 am Judge: AREN, ENVIRONMENTAL Location: 15C LOCATED ON THE 15TH FLOOR Receipt: 12448929 Date: 11/07/2012		
11/02/2012	FINE WAIVER \$50	\$50.00	\$0.00
	Charge #1: WHEEL PROTECTORS REQUIRED Receipt: 12448929 Date: 11/07/2012		

ENVIRONMENTAL TR/CR CASE SUMMARY

STATE OF OHIO

Plaintiff

Case No. 2012 ER D 074272

Vs

Status: CLOSED

COULIBALY, IBRAHIMA

Defendant

Filed: 11/02/2012

Full Name	COULIBALY, IBRAHIMA	D.O.B.	05/20/1974
Address	6651 PALMETTO ST		
City	CINCINNATI	State/Zip	OH/45227
Gender	M	Race	BLACK
Height	6'0"	Weight	165
Hair	BLACK	Eyes	BROWN

Ticket Number	A298401	Offense Date	10/31/2012
Vehicle State Code	IN	Plate Number	1136848
Primary Str.	71	Secondary Str.	
Officer Code	ALLOY, B	License Taken	NO
Accident	NO	Insurance Proof Shown	YES

1 Name	COULIBALY, IBRAHIMA	Type	DEFENDANT
Address	6651 PALMETTO ST		
City	CINCINNATI	State/Zip	OH/45227
2 Name	ALLOY, B P	Type	OFFICER COMPLAINANT
Officer Agency	OHIO HIGHWAY PATROL		
Address	OHP @#992		

1 Action Code	5577.11	Degree of Offense	M
Description	WHEEL PROTECTORS REQUIRED		
Action Code Points	0		
Disposition Code	PAID WAIVER	Disposition Date	11/07/2012
Plea Code	GUILTY	Plea Date	11/07/2012
Decision Code	GUILTY	Decision Date	11/07/2012
Req. Driver Ed.	NO	Driving School	
DUI School			