

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Bridge Terminal Transport,)
Inc., Notice of Apparent Violation and) Case No. 13-1825-TR-CVF
Intent to Assess Forfeiture.) (OH3298011114C)

ENTRY

The attorney examiner finds:

- (1) A prehearing conference was held in this case on September 18, 2013. At the prehearing conference, the parties established a hearing date of November 13, 2013.
- (2) Accordingly, this case should be scheduled for hearing on November 13, 2013, at 10:00 a.m., in hearing room 11-C, in the offices of the Commission, 180 East Broad Street, Columbus, Ohio 43215.
- (3) Rule 4901:2-7-14(E), Ohio Administrative Code (O.A.C.), provides that a respondent who has requested an administrative hearing and fails to appear for the hearing 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 for the forfeiture proposed in the notice of preliminary determination.
- (4) At the hearing, following the presentation of evidence by Staff, it shall be the responsibility of the respondent, Bridge Terminal Transport, Inc., to present evidence in support of its contentions regarding the alleged violation in this matter.
- (5) Rule 4901-1-08, (O.A.C.), requires that all corporations must be represented in Commission proceedings by an attorney-at-law authorized to practice in Ohio.
- (6) Pursuant to Section 4901.14, Revised Code, a regular salaried employee of a directly concerned corporation may appear before the Commission in the determination of transportation matters involving questions of fact only. However, such an employee cannot act as an attorney. More specifically, such an employee cannot examine witnesses, make motions, or file legal briefs.

It is, therefore,

ORDERED, That Case No. 13-1825-TR-CVF be scheduled for hearing in accordance with finding (2). It is, further,

ORDERED, That all findings herein be observed by the parties in this case. It is, further,

ORDERED, That a copy of this entry be served upon each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/ Kerry K. Sheets

By: Kerry K. Sheets
Attorney Examiner

jrj/vrm

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in

Case No(s). 13-1825-TR-CVF

Summary: Attorney Examiner Entry scheduling a hearing for November 13, 2013, at 10:00 a. m.; electronically filed by Vesta R Miller on behalf of Kerry K. Sheets, Attorney Examiner, Public Utilities Commission of Ohio