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13-1978-TR-CVF

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September 19, 2013

Public Utilities Commission of Ohio  
Docketing Division  
180 East Broad Street  
Columbus, OH 43215-3793  
Fax: (614) 466-0131

RECEIVED-DOCKETING DIV  
2013 SEP 20 AM 11:38  
PUCO

**RE: Request for Administrative Hearing**  
**Case No: OH3202305677D**  
**Carrier: Quality Carriers, Inc.**  
**Driver: Nicholas R. Winch**

The purpose of this letter is to file a Request for Administrative Hearing in response to the Notice of Preliminary Determination issued on September 4, 2013 against Respondent Nicholas Winch.

A copy of the Notice of Preliminary Determination is attached.

Best,

  
Douglas E. Riddell, Esq.

This is to certify that the images appearing are an  
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# Public Utilities Commission

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

## Commissioners

Steven D. Lesser  
Andre T. Porter  
Lynn Slaby  
M. Beth Trombold

09/04/2013

OH3202305677D

DOUGLAS RIDDELL

1335 DUBLIN RD. SUITE 220A

COLUMBUS, OH 43215

RE: **NOTICE OF PRELIMINARY  
DETERMINATION**

Case No. OH3202305677D

Dear Sir or Madam:

On 07/10/2013, a vehicle operated by QUALITY CARRIERS INC, and driven by NICHOLAS R WINCH, was inspected within the State of Ohio. As the result of discovery of the following violations of the Commission's rules, Staff of the Commission timely notified NICHOLAS R WINCH (Respondent) pursuant to rule 4901:2-7-07, Ohio Administrative Code (O.A.C.), that it intended to assess a civil forfeiture against the Respondent in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
392.10A4	-	FAILED TO STOP RR-HM CARGO/TNK	840.00
		Total Hazmat	840.00

**TOTAL AMOUNT DUE: \$840.00**

A conference was conducted pursuant to rule 4901:2-7-10, O.A.C., at which the Respondent had a full opportunity to present any reasons why the violation 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.

As a result of the conference, Staff has made a Preliminary Determination that the Commission should assess a civil forfeiture against NICHOLAS R WINCH in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
392.10A4	-	FAILED TO STOP RR-HM CARGO/TNK	
		Total Hazmat	

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

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Steven D. Lesser  
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**TOTAL AMOUNT DUE: \$0.00**

Within 30 days of this notice, you must **either**: (1) pay the assessed civil forfeiture **or** (2) file a written request for an administrative hearing pursuant to rule 4901:2-7-13, O.A.C. Failure to file a written request for an administrative hearing within 30 days shall constitute a waiver of your right to further contest the violations and will conclusively establish the occurrence of the violations. Such failure shall also constitute a waiver of your right to further contest liability to the state of Ohio for the civil forfeiture described in the notice and will result in the forfeiture amount being referred to the Ohio Attorney General's office for collection.

Please consult the enclosed instruction sheet for additional information regarding this Notice of Preliminary Determination.

Sincerely,

Milan Orbovich, Director  
Transportation Department

Compliance Officer: Michael Hines