

FILE.

JOHN H. BATES

ATTORNEY AT LAW

495 S. HIGH STREET, SUITE 400

COLUMBUS, OHIO 43215-5689

(614) 221-3630 FAX (614) 358-6633

13-2045-TR-CVF

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Sent via Facsimile (614)466-2753 and U.S. Ordinary U.S. Mail

October 15, 2013

PUBLIC UTILITIES COMMISSION OF OHIO

ATTN: DOCKETING DIVISION

180 East Broad Street

Columbus, OH 43215-3793

Re: Ali A. Albidery

Case No: OH3258005366D

OH3258005367D

REQUEST FOR ADMINISTRATIVE HEARING

PUCO

2013 OCT 16 PM 12:05

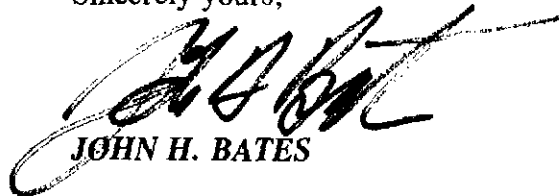
RECEIVED-DOCKETING DIV

Dear Sir or Madam:

Please be advised that the undersigned attorney represents CDL driver Ali A. Albidery in regard to the currently pending matter, Case Nos. OH3258005366D and OH3258005367D. On behalf of Mr. Albidery, we are **requesting an Administrative Hearing** in order to contest the alleged violations. Please send me written verification acknowledging my request for an Administrative Hearing before the Public Utilities Commission of Ohio for Case Nos. OH3258005366D and OH3258005367D.

All further correspondence regarding this matter is to be directed to my office. My office telephone number is (614) 221-3630. Thank you for your attention to this matter.

Sincerely yours,



JOHN H. BATES

JHB:nmr

cc: Ali A. Albidery

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 PC Date Processed - OCT 16 2013



Public Utilities Commission

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

Commissioners

Steven D. Lesser
Asim Z. Haque
Lynn Slaby
M. Beth Trombold

10/01/2013

OH3258005366D
JOHN H BATES
495 S HIGH ST SUITE 400
COLUMBUS, OH 4326-2062

RE: **NOTICE OF PRELIMINARY
DETERMINATION**
Case No. OH3258005366D

Dear Sir or Madam:

On 06/21/2013, a vehicle operated by ALTAF TRUCKING SERVICES INC, and driven by ALI A ALBIDERY, 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 ALI A ALBIDERY (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
395.8A	I	No drivers record of duty status - Driver has no log book - See notes	
		Total of Group 1	100.00

TOTAL AMOUNT DUE: \$100.00

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 ALI A ALBIDERY in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
395.8A	I	No drivers record of duty status - Driver has no log book - See notes	
		Total of Group 1	100.00

TOTAL AMOUNT DUE: \$100.00

180 East Broad Street
Columbus, Ohio 43215-3793

(614) 466-3016
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**ROADSIDE INSPECTION
INSTRUCTION SHEET
NOTICE OF PRELIMINARY DETERMINATION**

Please read this instruction sheet carefully. It contains information about your rights and responsibilities in regard to this Notice of Preliminary Determination.

You have received a "Notice of Preliminary Determination" as described in Rule 4901:2-7-12, Ohio Administrative Code (O.A.C.). **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.** If you do not pay the forfeiture or file a request for an administrative hearing within 30 days of this notice, your case will be placed in our default process. Both procedures are described below.

1. How to Pay the Forfeiture

If you do not wish to further contest the violations described in this notice, you may make payment of the civil forfeiture indicated in this notice via one of the following methods:

Online at <https://omcis.puc.state.oh.us/home.aspx>. You will need your case number and PIN located on the enclosed voucher.

Mail: send a check or money order (no Canadian postal money orders) made payable to "Treasurer, State of Ohio." **In order to assure proper credit, you must write the case number on the face of the check or money order.** Please send payment to the following address:

Public Utilities Commission of Ohio
Attn: Fiscal Division
180 East Broad Street, 4th Floor
Columbus, OH 43215-3793

2. How to File a Request for an Administrative Hearing

If you wish to further contest the violations described in this notice, you should file a "Request for an Administrative Hearing" with the Commission's Docketing Division as described in Rule 4901:2-7-13, O.A.C. Your "Request for an Administrative Hearing" must be **in writing** and must contain the **case number** indicated on this notice. Also, please include the **contact name, address, and telephone number**, of the person to whom further communications regarding this matter should be directed. The request shall be signed by the respondent or its authorized representative. A copy of this "Notice of Preliminary Determination" must be attached to your request.

Your "Request for an Administrative Hearing" must be mailed or hand-delivered **within 30 days of this notice** to the following address:

Public Utilities Commission of Ohio
Attn: Docketing Division
180 East Broad Street
Columbus, OH 43215-3793

3. Failure to Submit a Request for an Administrative Hearing

If you do not serve a timely "Request for an Administrative Hearing" in the manner described above, you will forfeit your right to further contest the violations described in this notice and the occurrence of the violations will be conclusively established. 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 Public Utilities
Commission of Ohio
180 E. Broad St. - Fourth Floor
Columbus, OH 43215

OMCIS VOUCHER

Date: 10/1/2013
Legal Name: ALI A ALBIDERY
Address: 5948 STEADMAN ST
City: DEARBORN
State: MI
Zip: 48126-2062
Case Number: OH3258005366D
PIN: MU6N

Item	DueDate	Amount
1	11/15/2013	\$100.00
Total		\$100.00

Pay online at <https://omcis.puc.state.oh.us/home.aspx> or enclose this voucher with your check or money order if paying by mail.



OH3258005366D



Public Utilities Commission

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

Commissioners

Steven D. Lesser
Asim Z. Haque
Lynn Slaby
M. Beth Trombold

10/01/2013

OH3258005367D
JOHN BATES
495 S HIGH ST, SUITE 400
COLUMBUS, OH 48126-2062

RE: **NOTICE OF PRELIMINARY
DETERMINATION**
Case No. OH3258005367D

Dear Sir or Madam:

On 06/21/2013, a vehicle operated by ALTAF TRUCKING SERVICES INC, and driven by ALI A ALBIDERY, 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 ALI A ALBIDERY (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
395.8A	1	No drivers record of duty status - No log book	
395.13D	4	Driving after being declared out-of-service for HOS violation(s)- OH3258005366	1000.00
		Total of Group 1	100.00
		Total of Group 4	1000.00

TOTAL AMOUNT DUE: \$1,100.00

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 ALI A ALBIDERY in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
395.8A	1	No drivers record of duty status - No log book	
395.13D	4	Driving after being declared out-of-service for HOS violation(s)- OH3258005366	1000.00

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Columbus, Ohio 43215-3793

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Commission of Ohio
180 E. Broad St. - Fourth Floor
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OMCIS VOUCHER

Date: 10/1/2013
Legal Name: ALI A ALBIDERY
Address: 5948 STEADMAN ST
City: DEARBORN, MI
State: MI
Zip: 48126-2062
Case Number: OH3258005367D
PIN: JTZD

Item	DueDate	Amount
1	11/15/2013	\$1,100.00
Total		\$1,100.00

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OH3258005367D