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FILE

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RECEIVED-DOCKETING DIV

2014 MAR 17 AM 10:36

PUCO

Quick Way Auto Sales

171 Seaward Ave.

Bradford, Pa. 16701

(814) 368-6682

RECEIVED-DOCKETING DIV

2014 MAR 17 AM 11:09

PUCO

2014 MAR 17 AM 9:32

3/10/2014

14-0429-TR-CVF

To whom it may concern:

**This letter is being sent to request an administrative hearing in reference to case No OH0191008676C. I don't feel these charges are fair. Yes all the violations listed were faulty at the time these charges were filed against Quick Way Auto Sales. I had explained to compliance officer Wanda Williams we had just gone through a walk around inspection in Indiana not more than a few hours before this occurred. All of the damage from the wheel cracking from the horrible conditions of the road caused this whole incident. My driver did not see the wheel come off the trailer. If he didn't happen to be looking exactly in the mirror at the time the wheel fell off the trailer, he would not have known. My driver pulled over immediately as soon as someone told him about the wheel falling off. There is three more wheels on that side of the trailer. It is impossible to know that one wheel fell off unless you just happened to see it go. When the wheel broke apart, it damaged the wiring to the lights. When the wheel broke apart it allowed the other wheel to be loose which egg shaped the holes and damaged the studs. I had already hired a tow truck to haul the truck, trailer, and the cargo. The police red tagged the truck so it had to be fixed on the side of the road.**

**We pride ourselves in operating clean and maintained trucks. This was an unfortunate accident most likely caused by the rough roads that my driver said was so bad it knocked everything off the dash. Our CB has been mounted in the same place for 2 years, and the**

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Technician 12 Date Processed MAR 17 2014

**road was so rough right before we got to where our rim split that the place it was mounted to broke resulting in a broken CB.**

**The main point I'm trying to make is that we don't operate unsafe vehicles. My driver pulled over as soon as he was notified of the problem. We weren't and wouldn't operate a vehicle with known damage. This whole thing is an equipment failure due to adverse conditions, not lack of maintenance.**

**Thank You**

**Joseph E Godding**

A handwritten signature in black ink, appearing to read "J E Godding", written in a cursive style.



# Public Utilities Commission

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

## Commissioners

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

02/21/2014

OH0191008676C  
JOSEPH GODDING  
171 SEAWARD AVE  
BRADFORD, PA 16701

RE: **NOTICE OF PRELIMINARY  
DETERMINATION**  
Case No. OH0191008676C

Dear Sir or Madam:

On 12/20/2013, a vehicle operated by QUICK WAY AUTO SALES, and driven by ROBERT J WOJCIK, 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 QUICK WAY AUTO SALES (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
393.205B	0	Stud/bolt holes elongated on wheels, rear axle right outside wheel.	
393.9	0	Inoperable Required Lamp, both front corner marker lights inoperable.	
393.205A	2	Wheel/rim cracked or broken, rear axle right inside wheel cracked & section broken off/missing.	
393.205C	2	Wheel fasteners loose and/or missing, rear axle trailer right side. All fasteners missing studs broken off.	
393.25F	2	Stop lamp violations, both brake lights on trailer.	
393.9TS	2	Inoperative turn signal, right rear turn signal on trailer.	
		Total of Group 0	0.00
		Total of Group 2	350.00

**TOTAL AMOUNT DUE: \$350.00**

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.

180 East Broad Street  
Columbus, Ohio 43215-3793

(614) 466-3016  
[www.PUCO.ohio.gov](http://www.PUCO.ohio.gov)

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# Public Utilities Commission

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As a result of the conference, Staff has made a Preliminary Determination that the Commission should assess a civil forfeiture against QUICK WAY AUTO SALES in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
393.205B	0	Stud/bolt holes elongated on wheels, rear axle right outside wheel.	
393.9	0	Inoperable Required Lamp, both front corner marker lights inoperable.	
393.205A	2	Wheel/rim cracked or broken, rear axle right inside wheel cracked & section broken off/missing.	
393.205C	2	Wheel fasteners loose and/or missing, rear axle trailer right side. All fasteners missing studs broken off.	
393.25F	2	Stop lamp violations, both brake lights on trailer.	
393.9TS	2	Inoperative turn signal, right rear turn signal on trailer.	
		Total of Group 0	
		Total of Group 2	350.00

**TOTAL AMOUNT DUE:** \$350.00

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