

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of Carl Nolder, Notice of)
Apparent Violation and Intent to) Case No. 14-867-TR-CVF
Assess Forfeiture.) (OH0779004103C)

MOTION TO DISMISS

The Staff of the Public Utilities Commission of Ohio hereby moves to dismiss this case for the reasons provided in the attached Memorandum in Support.

Respectfully submitted,

Ohio Attorney General Michael DeWine

William L. Wright
Section Chief, Public Utilities Section

/s/Steven L. Beeler

Steven L. Beeler

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MEMORANDUM IN SUPPORT

The Staff moves to dismiss this case because upon further investigation and discussion with the Ohio State Highway Patrol Staff agrees with the Patrol that further prosecution of the alleged 49 C.F.R. 392.2UCR and 392.2MI violations are not warranted and that the violations should be deleted. Staff contacted Respondent regarding this motion to dismiss and Respondent indicated he had no objection to Staff's motion.

For the forgoing reasons, and upon good cause shown the Staff respectfully requests the Public Utilities Commission of Ohio grant its motion and dismiss this case.

Respectfully submitted,

Ohio Attorney General Michael DeWine

William L. Wright
Section Chief, Public Utilities Section

/s/Steven L. Beeler

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CERTIFICATE OF SERVICE

I certify a copy of the foregoing was served upon Mr. Carl Nolder, 530 Pleasant St., East Liverpool, OH 43920 by regular mail and/or electronic mail this 5th day of August, 2014.

/s/Steven L. Beeler

Steven L. Beeler

Assistant Attorney General

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Case No(s). 14-0867-TR-CVF

Summary: Motion Motion to Dismiss
electronically filed by Mrs. Tonnetta Y Scott on behalf of PUCO