

1 APPEARANCES:

2 Mike DeWine, Ohio Attorney General
3 William L. Wright, Section Chief
4 Public Utilities Section
5 By Mr. Ryan P. O'Rourke
6 180 East Broad Street
7 Columbus, Ohio 43215-3793

8
9 On behalf of the Transportation Staff of
10 the Public Utilities Commission.

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EXHIBITS

STAFF EXHIBITS	IDFD	ADMTD
1 - Driver/Vehicle Examination Report	5	6
2 - Notice of Preliminary Determination	5	6

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Thursday Morning Session,
September 25, 2014.

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THE ATTORNEY EXAMINER: On the record.
The Public Utilities Commission of Ohio has
assigned for hearing at this time and place case
No. 14-1254-TR-CVF, In the Matter of All States
Transportation, Notice of Apparent Violation and
Intent to Assess Forfeiture.

I am Jim Lynn, the Attorney Examiner
assigned to hear this case. At this time I will have
the appearances of the parties and begin with the
Ohio Attorney General's Office.

MR. O'ROURKE: Thank you, Your Honor.
Ryan O'Rourke representing Staff today. I'm with the
Ohio Attorney General's Office, and my address is 180
East Broad Street, Sixth Floor, Columbus, Ohio 43215.

THE ATTORNEY EXAMINER: Thank you.
I will note for the record we have no one
here representing All States Transportation.

Mr. O'Rourke, could you make some remarks
about that? I believe you had heard from them, that
they were indicating that they would not be present
today. Am I correct?

MR. O'ROURKE: That's correct, Your

1 Honor. On September 4 I had a telephone call with --
 2 I'm going to butcher his name so I apologize --
 3 Andrei Bykovki, and I asked him if he was coming up
 4 for the hearing, and he said no, so that was
 5 the extent of that.

6 THE ATTORNEY EXAMINER: I will assume
 7 that that is correct, that he was representing his
 8 feelings correctly because he is not here at the
 9 present time and we have not heard from him since he
 10 stated that to you.

11 With that in mind, we will go forward
 12 with the proceedings. Mr. O'Rourke, do you have
 13 evidence you want to present or any comments you want
 14 to make?

15 MR. O'ROURKE: We do, your Honor. At the
 16 outset we would move for a default under Commission
 17 Rule 4901: 2-7-14, Section E. "A respondent that
 18 requests a hearing but fails to appear for the
 19 hearing shall be in default and shall be deemed to
 20 have admitted the violation."

21 And as for our evidence, we have two
 22 exhibits. We have a Staff Exhibit 1, which is the
 23 Driver/Vehicle Examination Report, and we have Staff
 24 Exhibit 2, which is the Notice of Preliminary
 25 Determination, and if I may approach, I can pass them

1 out now.

2 THE ATTORNEY EXAMINER: Please, go ahead.

3 Thank you, Mr. O'Rourke. We will admit
4 Staff Exhibits 1 and 2 into evidence.

5 (EXHIBITS ADMITTED INTO EVIDENCE.)

6 THE ATTORNEY EXAMINER: Are there any
7 other comments you wish to make?

8 MR. O'ROURKE: No.

9 THE ATTORNEY EXAMINER: Thank you very
10 much. We will take the exhibits and the motion for
11 default into consideration, and we will close our
12 proceedings for today. Thank you.

13 (The hearing adjourned at 9:06 a.m.)

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CERTIFICATE

I do hereby certify that the foregoing is a true and correct transcript of the proceedings taken by me in this matter on Thursday, September 25, 2014, and carefully compared with my original stenographic notes.

Rosemary Foster Anderson,
Professional Reporter and
Notary Public in and for
the State of Ohio.

My commission expires April 5, 2019.

(RFA-76689)

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This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

10/14/2014 1:42:47 PM

in

Case No(s). 14-1254-TR-CVF

Summary: Transcript In the matter of All States Transportation hearing held on September 25, 2014. electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Anderson, Rosemary Foster Mrs.