

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of MC Trucking Company)
LLC, Notice of Apparent Violation and) Case No.14-334-TR-CVF
Intent to Assess Forfeiture.)

ENTRY

The attorney examiner finds:

- (1) On February 27, 2014, MC Trucking Company LLC requested an administrative hearing in accordance with Ohio Adm. Code 4901:2-7-13.
- (2) The parties participated in a prehearing conference on April 3, 2014, but were unable to resolve matters.
- (3) Accordingly, a hearing shall be scheduled for March 24, 2015, at 10:00 a.m. in Hearing Room 11-D, at the Commission offices, 180 East Broad Street, Columbus, Ohio 43215-3793.
- (4) Ohio Adm.Code 4901:2-7-14(E), provides that a respondent who has requested an administrative hearing and fails to participate in the hearing proceeding shall be in default. The rule additionally states that a respondent in default shall be deemed to have admitted the occurrence of the violation and waived all further right to contest liability to the state for the forfeiture described in the notice.
- (5) At the hearing, staff must prove, by a preponderance of the evidence, that respondent committed the alleged violation, pursuant to Ohio Adm.Code 4901:2-7-20(A).

It is, therefore,

ORDERED, That a hearing conference be scheduled as indicated in Finding (3).
It is, further,

ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/James Lynn

By: James M. Lynn
Attorney Examiner

JRJ/sc

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in

Case No(s). 14-0334-TR-CVF

Summary: Attorney Examiner Entry scheduling a hearing as indicated in Finding (3). -
electronically filed by Sandra Coffey on behalf of James Lynn, Attorney Examiner, Public
Utilities Commission of Ohio