

FILE

15-1274-TR-CVF

Vickery Transportation, Inc.

3956 OH-412  
Vickery, OH 43464  
(419) 547-4760

July 6, 2015

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

PUCO

2015 JUL -9 PM 2:08

RECEIVED-DOCKETING DIV.

Docketing Division, Request for Administrative Hearing

Case Number OH3207302165C

Vickery Transportation, Inc. request an Administrative Hearing for case number OH3207302165C with the Commission's Docketing Division as described in Rule 4901:2-7-13. Please address all communications regarding case number OH3207302165C to; George Gerth, 5280 North Warren Drive, Columbus, IN 47203, (812)378-3364.

Best Regards,

*George Gerth*

George Gerth  
Director of Safety, Security & Training

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Technician AM Date Processed 7/9/15



# Public Utilities Commission

John R. Kasich, Governor  
Andre Porter, Chairman

## Commissioners

Thomas W. Johnson  
Asim Z. Haque  
Lynn Slaby  
M. Beth Trombold

06/30/2015

OH3207302165C  
George Gerth  
5280 N WARREN DR  
COLUMBUS, IN 47203-4748

RE: **NOTICE OF PRELIMINARY  
DETERMINATION**  
Case No. OH3207302165C

Dear Sir or Madam:

On 04/30/2015, a vehicle operated by VICKERY TRANSPORTATION INC, and driven by CHRISTOPHER A SCHEUFLER, 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 VICKERY TRANSPORTATION INC (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
178.345-10	-	DOT406/407/412 Pressure Relief - Girrard PRD not marked with model number as required. by 178.345-10(h)	1140.00
		Total Hazmat	1140.00

**TOTAL AMOUNT DUE: \$1,140.00**

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 VICKERY TRANSPORTATION INC in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
178.345-10	-	DOT406/407/412 Pressure Relief - Girrard PRD not marked with model number as required. by 178.345-10(h)	1140.00

180 East Broad Street  
Columbus, Ohio 43215-3793

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Total Hazmat

1140.00

TOTAL AMOUNT DUE: \$1,140.00

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

Compliance Officer: Alla Magaziner-Tempesta



The Public Utilities  
Commission of Ohio  
180 E. Broad St. - Fourth Floor  
Columbus, OH 43215

## OMCIS VOUCHER

**Date:** 6/30/2015  
**Legal Name:** VICKERY TRANSPORTATION INC  
**Address:** 5280 N WARREN DR  
**City:** COLUMBUS  
**State:** IN  
**Zip:** 47203-4748  
**Case Number:** OH3207302165C  
**PIN:** WL5J

Item	DueDate	Amount
1	8/14/2015	\$1,140.00
Total		\$1,140.00

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.



OH3207302165C