

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Jerry W. Montgomery,)	
Notice of Apparent Violation and Intent to)	Case No. 15-1177-TR-CVF
Assess Forfeiture.)	(OH1366001930D)

ENTRY

The attorney examiner finds:

- (1) Staff served a notice of preliminary determination upon Jerry W. Montgomery (Respondent), in accordance with Ohio Adm.Code 4901:2-7-12, alleging a violation of the Commission's transportation regulations.
- (2) On June 23, 2015, Respondent filed a request for an administrative hearing in accordance with Ohio Adm.Code 4901:2-7-13.
- (3) A prehearing conference was held on July 23, 2015.
- (4) At this time, the attorney examiner finds that this matter should be set for a hearing on September 15, 2015, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-C, Columbus, Ohio 43215-3793.
- (5) 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 for the forfeiture proposed in the notice of preliminary determination.

It is, therefore,

ORDERED, That this matter be set for hearing on September 15, 2015, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-C, Columbus, Ohio 43215-3793. It is, further,

ORDERED, That a copy of this Entry be served upon each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Sarah Parrot

By: Sarah J. Parrot
Attorney Examiner

SEF/sc

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in

Case No(s). 15-1177-TR-CVF

Summary: Attorney Examiner Entry scheduling a hearing for 9/15/2015 at 10:00 a.m. in accordance with Finding (4). - electronically filed by Sandra Coffey on behalf of Sarah Parrot, Attorney Examiner, Public Utilities Commission of Ohio