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September 25, 2015

Docketing Division  
Public Utilities Commission of Ohio  
180 East Broad Street, 11<sup>th</sup> Floor  
Columbus, OH 43215-3793

Re: Notice of Preliminary Determination  
Danbert Inc. - Case No. OH3293007838D  
Request for Administrative Hearing

Dear Sir or Madam:


Attached hereto, in accordance with the requirements of Section 4901:2-7-13, O.A.C., is a Notice of Preliminary Determination involving Danbert Inc.

Respondent, Danbert Inc., respectfully requests an Administrative Hearing in the above-captioned matter. In accordance with Commission rules, the following information is provided:

Authorized Representative: David A. Ferris, Esq.  
The Ferris Law Group LLC  
P.O. Box 1237  
6797 N. High Street, Suite 214  
Worthington, OH 43085-1237  
Telephone: (614) 844-4777  
Facsimile: (614) 844-4778

Thank you for your attention to this matter. Please advise if any additional information is required.

Respectfully submitted,

  
David A. Ferris

DAF/baf  
Enclosure

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# Public Utilities Commission

John R. Kasich, Governor  
Andre Porter, Chairman

## Commissioners

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

08/28/2015

OH3293007838D  
Matt Lemon  
8077 Memorial Drive  
PLAIN CITY, OH 43064

RE: **NOTICE OF PRELIMINARY  
DETERMINATION**  
Case No. OH3293007838D

Dear Sir or Madam:

On 07/01/2015, a vehicle operated by DANBERT INC, and driven by CHRISTOPHER M ANGELO, 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 CHRISTOPHER M ANGELO (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
383.23A2	4	Operating a CMV without a CDL- class D license with GVWR 17000 and gross vehicle weight is 40400 lbs	250.00
		Total of Group 4	250.00

**TOTAL AMOUNT DUE: \$250.00**

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 CHRISTOPHER M ANGELO in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
383.23A2	4	Operating a CMV without a CDL- class D license with GVWR 17000 and gross vehicle weight is 40400 lbs	250.00
		Total of Group 4	250.00

180 East Broad Street  
Columbus, Ohio 43215-3793

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Andre Porter, Chairman

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TOTAL AMOUNT DUE: \$250.00

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: Cheryl Streets