

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Ronald J. Kasperek, )  
Notice of Apparent Violation and Intent ) Case No. 15-1428-TR-CVF  
to Assess Forfeiture. )

ENTRY

The attorney examiner finds:

- (1) Pursuant to Ohio Adm.Code 4901:2-7-12, Staff served a notice of preliminary determination upon Ronald J. Kasperek (Respondent), alleging a violation of the Commission's transportation regulations.
- (2) On August 10, 2015, Respondent filed a request for an administrative hearing in the above-captioned case in accordance with Ohio Adm.Code 4901:2-7-13.
- (3) A prehearing settlement conference was held on August 24, 2015; however, the parties were unable to settle this matter and a hearing was initially scheduled for October 30, 2015. Upon Respondent's request, the attorney examiner rescheduled the hearing for January 22, 2016.
- (4) On January 21, 2016, Respondent requested an additional continuance to reschedule the hearing. Staff advised the attorney examiner that it objected to a second continuance.
- (5) By Entry issued January 22, 2016, the attorney examiner granted Respondent's request for a second continuance, noting that Mr. Kasperek is a pro se Respondent and did not file a motion requesting a continuance. The attorney examiner also indicated that, if a hearing was necessary in this matter, it would be scheduled by subsequent Entry.
- (6) Having determined that a hearing is necessary, the hearing shall be rescheduled to April 1, 2016, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-D, Columbus, Ohio 43215-3793.

- (7) Having granted the Respondent's request for two continuances, no further requests from Respondent to continue the hearing will be granted, absent extraordinary circumstances. The Respondent is directed to contact the Commission's Legal Department at 614-466-6843 by 10:00 a.m. on March 31, 2016, to confirm that he will attend the hearing.
- (8) Ohio Adm.Code 4901:2-7-14(A) 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.

It is, therefore,

ORDERED, That the hearing in this case be scheduled for April 1, 2016, at 10:00 a.m., at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-D, Columbus, Ohio 43215-3793. It is, further,

ORDERED, That Respondent contact the legal department to confirm he will attend the hearing. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Megan Addison

By: Megan J. Addison  
Attorney Examiner

JRJ/sc

**This foregoing document was electronically filed with the Public Utilities**

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**in**

**Case No(s). 15-1428-TR-CVF**

Summary: Attorney Examiner Entry rescheduling hearing to 04-01-2016 in accordance with Finding (6) and directing Respondent to contact the legal department confirming attendance in accordance with Finding (7). - electronically filed by Sandra Coffey on behalf of Megan Addison, Attorney Examiner, Public Utilities Commission of Ohio