

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of Everson Trucking, LLC,	)	Case No. 16-1907-TR-CVF
Notice of Apparent Violation and	)	(OH0593000044C)
Intent to Assess Forfeiture.	)	

---

**MOTION TO DISMISS AND MEMORANDUM IN SUPPORT  
SUBMITTED ON BEHALF OF THE STAFF OF  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

---

Pursuant to Ohio Adm.Code 4901-1-12(A), the Staff of the Public Utilities Commission of Ohio (“Staff”) moves the Commission to dismiss this case. A memorandum in support of this motion is attached.

Respectfully submitted,

**Michael DeWine**  
Ohio Attorney General

**William L. Wright**  
Section Chief

/s/Natalia V. Messenger  
**Natalia V. Messenger**  
Assistant Attorney General  
Public Utilities Section  
30 East Broad Street, 16<sup>th</sup> Floor  
Columbus, OH 43215-3793  
614.466.4397 (telephone)  
614.644.8764 (fax)  
[natalia.messenger@ohioattorneygeneral.gov](mailto:natalia.messenger@ohioattorneygeneral.gov)

## **MEMORANDUM IN SUPPORT**

The Staff of the Public Utilities Commission of Ohio moves to dismiss this case based on Respondent's payment in full of the forfeiture assessed. Under Ohio Adm.Code 4901:2-7-22, full payment terminates all further proceedings regarding the violations.

Respectfully submitted,

**Michael DeWine**  
Ohio Attorney General

**William L. Wright**  
Section Chief

/s/ Natalia V. Messenger

**Natalia V. Messenger**  
Assistant Attorney General  
Public Utilities Section  
30 East Broad Street, 16<sup>th</sup> Floor  
Columbus, OH 43215-3793  
614.466.4397 (telephone)  
614.644.8764 (fax)  
[natalia.messenger@ohioattorneygeneral.gov](mailto:natalia.messenger@ohioattorneygeneral.gov)

## **PROOF OF SERVICE**

I hereby certify that a true copy of the foregoing **Motion to Dismiss and Memorandum in Support** submitted on behalf of the Staff of the Public Utilities Commission of Ohio was served by regular U.S. mail, postage prepaid, or hand-delivered, upon the following Parties of Record, this 14<sup>th</sup> day of December, 2016.

*/s/ Natalia V. Messenger*

---

**Natalia V. Messenger**

Assistant Attorney General

### **Parties of Record:**

Everson Trucking, LLC  
Lee Everson  
1024 Marcie Lane  
Milford, OH 45150

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

**Commission of Ohio Docketing Information System on**

**12/14/2016 12:09:11 PM**

**in**

**Case No(s). 16-1907-TR-CVF**

Summary: Motion To Dismiss and Memorandum In Support submitted on behalf of the staff of the Public Utilities Commission of Ohio. electronically filed by Ms. Tonneta Scott on behalf of PUC