

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF ANTHONY K. CULVER
AND RICKY M. SAVOIE, NOTICE OF
APPARENT VIOLATION AND INTENT TO
ASSESS FORFEITURE.

CASE NO. 17-450-TR-CVF
(OH3281014376C)
(OH3281014376D)

ENTRY

Entered in the Journal on March 16, 2017

{¶ 1} Staff served notices of preliminary determination upon Anthony K. Culver and Ricky M. Savoie (Respondents), in accordance with Ohio Adm.Code 4901:2-7-12, alleging violations of the Commission's transportation regulations.

{¶ 2} On February 13, 2017, Respondents filed a request for an administrative hearing in accordance with Ohio Adm.Code 4901:2-7-13.

{¶ 3} A prehearing conference was held on March 16, 2017.

{¶ 4} At this time, the attorney examiner finds that this matter should be set for a hearing on May 25, 2017, at 1:30 p.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 further 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.

{¶ 6} At the hearing, Staff must prove, by a preponderance of the evidence, that Respondents committed the alleged violation, pursuant to Ohio Adm.Code 4901:2-7-20(A).

{¶ 7} Following Staff's presentation of evidence at the hearing, it shall be the responsibility of Respondents to present evidence supporting their contentions regarding the alleged violations in this matter.

{¶ 8} It is, therefore,

{¶ 9} ORDERED, That this matter be set for hearing on May 25, 2017, at 1:30 p.m., at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-C, Columbus, Ohio 43215-3793. It is, further,

{¶ 10} ORDERED, That a copy of this Entry be served upon all parties 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). 17-0450-TR-CVF

Summary: Attorney Examiner Entry scheduling hearing for 05/25/2017 in accordance with Paragraph 4. - electronically filed by Sandra Coffey on behalf of Sarah Parrot, Attorney Examiner, Public Utilities Commission of Ohio