

NC

FILE

Case # OH 3267011466D

17-1158-TR-CVF

3

April 27, 2017

I am requesting an
administrative hearing notice is April
9, 2017, so this is within the
30 days.

Gary Hansen

7814 Snow Rd

Parma Ohio 44129

216-258-8060

PUCO

2017 MAY -1 PM 2:52



Public Utilities Commission

Asim Z. Haque, Chairman

Commissioners

Lynn Slaby
M. Beth Trombold
Thomas W. Johnson
Lawrence K. Friedeman

04/09/2017

OH3267011466D
Gary Johansen
7814 SNOW ROAD
PARMA, OH 44129

RE: **NOTICE OF PRELIMINARY
DETERMINATION**
Case No. OH3267011466D

Dear Sir or Madam:

On 02/21/2017, a vehicle operated by T & A DELIVERY LLC, and driven by GARY I JOHANSEN, 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 GARY I JOHANSEN (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
391.11B5-DE	4	Driver operating a CMV without proper endorsements or in violation of restrictions.	250.00
392.16	4	Failing to use seat belt while operating CMV	100.00
		Total of Group 4	350.00

TOTAL AMOUNT DUE: \$350.00

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 GARY I JOHANSEN in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
391.11B5-DE	4	Driver operating a CMV without proper endorsements or in violation of restrictions.	250.00
392.16	4	Failing to use seat belt while operating CMV	100.00

180 East Broad Street
Columbus, Ohio 43215-3793

(614) 466-3016
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Lawrence K. Friedeman

Total of Group 4

350.00

TOTAL AMOUNT DUE: \$350.00

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: Thomas Persinger

