

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of Jack Hermiz :
Notice of Apparent Violation : Case No.
and Intent to Assess Civil : 16-2445-TR-CVF
Forfeiture. :

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PROCEEDINGS

Before Nick Walstra and Stacie Cathcart,
Attorney Examiners, held at the Public Utilities
Commission of Ohio, 180 East Broad Street,
Hearing Room No. 11-C, Columbus, Ohio, on
Thursday, August 17, 2017, at 1:00 P.M.

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Armstrong & Okey, Inc.
222 East Town Street, 2nd Floor
Columbus, Ohio 43215
(614) 224-9481 - (800) 223-9481

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1 APPEARANCES:

2 Mr. John Jones
3 Assistant Attorney General
4 30 East Broad Street, 16th Floor
5 Columbus, Ohio 43215

6 On behalf of the Staff of the
7 Public Utilities Commission
8 of Ohio.

9 Mr. Jack Hermiz
10 Appearing Pro se.

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| INDEX TO EXHIBITS | | | |
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| STATE'S EXHIBITS | | MARKED ADT | |
| 1 | Driver/Vehicle Examination Report | 6 | 6 |

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1 Thursday Afternoon,
2 August 17, 2017.

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4 ATTORNEY EXAMINER CATHCART: The
5 Public Utilities Commission of Ohio has assigned
6 for hearing at this time Case No. 16-2445-TR-CVF
7 being In The Matter of Jack Hermiz Notice of
8 Apparent Violation and Intent to Assess
9 Forfeiture.

10 My name is Stacie Cathcart and this
11 is Nick Walstra, we are the Attorney Examiners
12 assigned by the Commission to hear this case.

13 At this time I would like to take
14 appearances of the parties beginning with Staff

15 MR. JONES: Good afternoon, Your
16 Honor. On half of the Commission's Staff, Ohio
17 Attorney General Mike DeWine, Assistant Attorney
18 General John Jones, 30 East Broad Street,
19 Columbus, Ohio 43215.

20 ATTORNEY EXAMINER WALSTRA: Thank
21 you.

22 ATTORNEY EXAMINER CATHCART: Mr.
23 Hermiz, would you please state your name and
24 address for the Court?

25 MR. HERMIZ: I am Jack Hermiz. My

1 address is 3334 Cherry Creek Lane, Sterling
2 Heights, Michigan 34310.

3 ATTORNEY EXAMINER CATHCART: Thank
4 you.

5 ATTORNEY EXAMINER WALSTRA: We had
6 some discussion off the record. Mr. Jones, I
7 will let you speak to that.

8 MR. JONES: Thank you, you Honor.
9 Your Honor, the parties are here today for
10 the hearing. There has been some discussion
11 here right before the hearing began that we are
12 going to settle the case. The parties agreed to
13 settle the case for \$100 for the violation here.

14 Mr. Hermiz was operating a
15 commercial motor vehicle without the properly
16 classified commercial driver's license under the
17 Code 383.23 (a) (2) and of the Federal Motor
18 Carrier regulations.

19 And we know that we are offering
20 this to the Commission for its consideration.
21 We know that this is not binding on the
22 Commission, we are asking the Commission to
23 accept the settlement of \$100 for this
24 violation.

25 And Mr. Hermiz would verify, of

1 course, that he is not contesting that violation
2 pursuant to the settlement. Thank you.

3 ATTORNEY EXAMINER WALSTRA: Thank
4 you. Sir, is that your understanding of the
5 settlement?

6 MR. HERMIZ: Yes. I just wanted it
7 to be something that happened in the past and
8 keep my record where I am allowed to operate my
9 commercial motor vehicle and deliver freight on
10 the U.S. interstates.

11 ATTORNEY EXAMINER WALSTRA: Okay.
12 Thank you.

13 MR. HERMIZ: Thank you.

14 MR. JONES: Your Honor, I would also
15 like to move for the admission, and this is not
16 being objected to by Mr. Hermiz, he can verify
17 that, Staff Exhibit 1 which is the report of
18 examination here by the inspector. And I just
19 wanted to make that part of the record.

20 ATTORNEY EXAMINER WALSTRA: That will
21 be admitted into the record.

22 (EXHIBIT MARKED FOR THE PURPOSE OF
23 IDENTIFICATION AND ADMITTED INTO EVIDENCE)

24 MR. JONES: Thank you, your Honor.

25 ATTORNEY EXAMINER WALSTRA: Is that

1 all?

2 MR. JONES: That's all, your Honor.

3 ATTORNEY EXAMINER WALSTRA: Thank
4 you. The Commission will take this under
5 advisement, and we are adjourned.

6 MR. JONES: Thank you, your Honor.

7 MR. HERMIZ: Thank you.

8 (At 1:10 P.M. the hearing was
9 concluded)

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CERTIFICATE

I do hereby certify that the foregoing
is a true and correct transcript of the
proceedings taken by me in this matter on August
17, 2017, and carefully compared with my
original stenographic notes.

Michael O. Spencer,
Registered Professional
Reporter.

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in

Case No(s). 16-2445-TR-CVF

Summary: Transcript In the Matter of Jack Hermiz Notice of Apparent Violation and Intent to Assess Civil Forfeiture, hearing held on August 17, 2017. electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Spencer, Michael O. Mr.