

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

- - -

In the Matter of Flooring :
Transport of America, LLC : Case No.
Notice of Apparent Violation : 17-1460-TR-CVF
and Intent to Assess :
Forfeiture. :

- - -

PROCEEDINGS

Before Kerry Sheets, Attorney Examiner, held at
the Public Utilities Commission of Ohio, 180
East Broad Street, Hearing Room 11-D, Columbus,
Ohio, on Thursday, September 28, 2017, at 1:30
P.M.

- - -

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

- - -

1 APPEARANCES:

2
3 Mr. Werner L. Margard, III
4 Assistant Attorney General
5 30 East Broad Street
6 16th Floor
7 Columbus, Ohio 43215

8
9 On behalf of the Staff of the
10 Public Utilities Commission of
11 Ohio.

12 - - -
13
14
15
16
17
18
19
20
21
22
23
24
25

1 Thursday Afternoon,
2 September 28, 2017.

3 - - -

4 ATTORNEY EXAMINER: The Public
5 Utilities Commission of Ohio as set for hearing
6 at this time and place Case No. 17-1460-TR-CVF,
7 Flooring Transport of America.

8 My name is Kerry Sheets, I am an
9 Attorney Examiner with the Commission and I have
10 been assigned to hear this case.

11 I will now have the appearances of
12 the parties, please.

13 MR. MARGARD: Your Honor, on behalf
14 of the transportation staff of the Public
15 Utilities Commission, Mike DeWine, Ohio Attorney
16 General; William Wright, Section Chief, Public
17 Utilities Section, by Werner Margard, Assistant
18 Attorney General, 30 East Broad Street, 16th
19 Floor, Columbus, Ohio.

20 ATTORNEY EXAMINER: Very good. Let
21 the record show that the Respondent is not in
22 the hearing room at this time. And we will go
23 off the record now and take a break at this time
24 and wait for the Respondent to see if he shows
25 up.

1 (RECESS TAKEN)

2 ATTORNEY EXAMINER: Let the record
3 show that the Respondent is still not in the
4 hearing room. And, Mr. Margard, you have a
5 statement to make?

6 MR. MARGARD: Yes. Thank you, Your
7 Honor. We have been attempting to negotiate
8 with the Respondent. We have made numerous
9 efforts in contacting them, and recently those
10 contacts have been unsuccessful.

11 Given the magnitude of the
12 forfeiture amount in this case, and given the
13 nature of these violations, we would like to
14 continue to try to pursue working something out
15 with this Respondent, if possible, rather than
16 seek a default at this time.

17 And we would, therefore,
18 respectfully request a continuance of this
19 hearing to allow us to continue our efforts.

20 ATTORNEY EXAMINER: Very good.
21 Based on your statement I will continue the
22 matter. If necessary we can set it for hearing
23 again by subsequent entry.

24 So for the mean time I will consider
25 this matter on the record pending. Thank you

1 all for coming.

2 MR. MARGARD: Thank you, your Honor.

3 (At 2:00 P.M. the hearing was
4 concluded).

5 - - -

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

CERTIFICATE

I do hereby certify that the foregoing is a true and correct transcript of the proceedings taken by me in this matter on September 28, 2017, and carefully compared with my original stenographic notes.

Michael O. Spencer
Michael O. Spencer,
Registered Professional
Reporter.

- - -



This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

10/18/2017 2:58:06 PM

in

Case No(s). 17-1460-TR-CVF

Summary: Transcript In the Matter of Flooring Transport of America, LLC Notice of Apparent Violation and Intent to Assess Forfeiture, hearing held on September 28, 2017. electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Spencer, Michael O. Mr.