

FILE

17-2407-JR-CVF 3

## Request for an Administrative Hearing

Case No. OH0519000424D

Contact information as Follows:

Mark B. Konzelman

6720 Vandemark Road

Medina, Ohio 44256

I respectfully request a hearing in reference to this attempt of extortion.

I feel that I have made clear the circumstances surrounding this accusation.

This is all about "Big Brother" watching over me or under the guise of "public safety".

All it is about is revenue producing, pure and simple.

When the diesel cop opened the passenger's side door to my truck, I had the "seatbelt" on.

I still content that the position he was parked in the median strip on I-76, And the amount of traffic coupled with a construction zone, at that time. There's no way that he could have had a clear, unobstructed view of the inside of my tractor. If you have a clear video or picture of the same, I'd like to see it.

Sincerely,

  
Mark Konzelman

330-283-4574

11-21-17

PUCO

2017 NOV 24 PM 1:53

RECEIVED-DOCKETING DIV

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# Public Utilities Commission

Asim Z. Haque, Chairman

Commissioners

M. Beth Trombold  
Thomas W. Johnson  
Lawrence K. Friedman  
Daniel R. Conway

11/08/2017

OH0519000424D  
Mark B Konzelman  
6720 Vandemark road  
Medina, OH 44256

RE: **NOTICE OF PRELIMINARY  
DETERMINATION**  
Case No. OH0519000424D

Dear Sir or Madam:

On 09/18/2017, a vehicle operated by CASSENS TRANSPORT COMPANY, and driven by MARK B KONZELMAN, 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 MARK B KONZELMAN (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
392.16	4	Failing to use seat belt while operating CMV	100.00
		Total of Group 4	100.00

**TOTAL AMOUNT DUE: \$100.00**

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 MARK B KONZELMAN in the following amount:

CODE	GROUP	VIOLATION	FORFEITURE
392.16	4	Failing to use seat belt while operating CMV	100.00
		Total of Group 4	100.00

180 East Broad Street  
Columbus, Ohio 43215-3793

(614) 466-3016  
[www.PUCO.ohio.gov](http://www.PUCO.ohio.gov)



**ROADSIDE INSPECTION  
INSTRUCTION SHEET  
NOTICE OF PRELIMINARY DETERMINATION**

***Please read this instruction sheet carefully. It contains information about your rights and responsibilities in regard to this Notice of Preliminary Determination.***

You have received a "Notice of Preliminary Determination" as described in Rule 4901:2-7-12, Ohio Administrative Code (O.A.C.). **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.** If you do not pay the forfeiture or file a request for an administrative hearing within 30 days of this notice, your case will be placed in our default process. Both procedures are described below.

**1. How to Pay the Forfeiture**

If you do not wish to further contest the violations described in this notice, you may make payment of the civil forfeiture indicated in this notice via one of the following methods:

**Online** at <https://omcis.puc.state.oh.us/home.aspx>. You will need your case number and PIN located on the enclosed voucher.

**Mail**: send a check or money order (no Canadian postal money orders) made payable to "Treasurer, State of Ohio." **In order to assure proper credit, you must write the case number on the face of the check or money order.** Please send payment to the following address:

Public Utilities Commission of Ohio  
Attn: CF Processing  
180 East Broad Street, 4th Floor  
Columbus, OH 43215-3793

**2. How to File a Request for an Administrative Hearing**

If you wish to further contest the violations described in this notice, **you should file a "Request for an Administrative Hearing"** with the Commission's Docketing Division as described in Rule 4901:2-7-13, O.A.C. Your "Request for an Administrative Hearing" must be **in writing** and must contain the **case number** indicated on this notice. Also, please include the **contact name, address, and telephone number**, of the person to whom further communications regarding this matter should be directed. The request shall be signed by the respondent or its authorized representative. A copy of this "Notice of Preliminary Determination" must be attached to your request.

Your "Request for an Administrative Hearing" must be mailed or hand-delivered **within 30 days of this notice** to the following address:

Public Utilities Commission of Ohio  
Attn: Docketing Division  
180 East Broad Street  
Columbus, OH 43215-3793

**3. Failure to Submit a Request for an Administrative Hearing**

If you do not serve a timely "Request for an Administrative Hearing" in the manner described above, you will forfeit your right to

