

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

- - -

In the Matter of Rodney :
Demmitt, Jr., Notice of :
Apparent Violation and : Case No. 17-2174-TR-CVF
Intent to Assess :
Forfeiture. :

- - -

PROCEEDINGS

before Ms. Stacie Cathcart, Attorney Examiner, at the
Public Utilities Commission of Ohio, 180 East Broad
Street, Room 11-C, Columbus, Ohio, called at
11:23 a.m. on Thursday, October 18, 2018.

- - -

ARMSTRONG & OKEY, INC.
222 East Town Street, 2nd Floor
Columbus, Ohio 43215-5201
(614) 224-9481 - (800) 223-9481

- - -

1 APPEARANCES:

2 Mike DeWine, Ohio Attorney General
3 By Mr. Robert A. Eubanks,
4 Assistant Attorney General
5 Public Utilities Section
6 30 East Broad Street, 16th floor
7 Columbus, Ohio 43215

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

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

INDEX		
- - -		
STAFF EXHIBITS	IDENTIFIED	ADMITTED
1 - Notice of Preliminary Determination	5	5
2 - Driver/Vehicle Examination Report	5	5
- - -		

Thursday Morning Session,
October 18, 2018.

- - -

EXAMINER CATHCART: The Public Utilities Commission of Ohio has assigned for hearing, at this time and place, Case No. 17-2174-TR-CVF, being In the Matter of Rodney Demmitt, Jr., Notice of Apparent Violation and Intent to Assess Forfeiture.

My name is Stacie Cathcart and I'm the Attorney Examiner assigned by the Commission to hear this case.

At this time, I'd like to take appearances of the parties, beginning with Staff.

MR. EUBANKS: Robert Eubanks with the AG's office, on behalf of the PUCO Staff; 30 East Broad Street, Columbus, Ohio 43215.

EXAMINER CATHCART: Thank you.

I'd like to note it's a little after 11:23 a.m., and the Complainant, Mr. Rodney Demmitt, Jr., is not present at this time.

MR. EUBANKS: Yes. On behalf of Staff, I would like to move for default judgment. Commission rules state that if the Respondent does not show up, then Staff has the right to move for default.

I do have the Notice of Preliminary

1 Determination which I would like to be marked as
2 Staff's Exhibit 1, and also the Driver/Vehicle
3 Examination Report which I would like to be marked as
4 Staff's Exhibit 2. I would like to present those to
5 the Court at this time.

6 EXAMINER CATHCART: Thank you. So
7 marked.

8 (EXHIBITS MARKED FOR IDENTIFICATION.)

9 EXAMINER CATHCART: We're going to move
10 these into the record?

11 MR. EUBANKS: Yes, I would like to move
12 those into the record.

13 EXAMINER CATHCART: So moved.

14 (EXHIBITS ADMITTED INTO EVIDENCE.)

15 MR. EUBANKS: And to reiterate, I would
16 like to, at this time, move for a default judgment.

17 EXAMINER CATHCART: Thank you. The
18 Commission will consider the motion.

19 Are there any other matters that need to
20 be addressed?

21 MR. EUBANKS: No.

22 EXAMINER CATHCART: Hearing none, this
23 case is submitted on the record. This hearing is
24 adjourned. Thank you.

25 (Thereupon, the proceedings concluded at

11:26 a.m.)

- - -

CERTIFICATE

I do hereby certify that the foregoing is a true and correct transcript of the proceedings taken by me in this matter on Thursday, October 18, 2018, and carefully compared with my original stenographic notes.

Carolyn M. Burke

Carolyn M. Burke, Registered Professional Reporter, and Notary Public in and for the State of Ohio.

My commission expires July 17, 2023.

- - -



This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

11/1/2018 12:33:34 PM

in

Case No(s). 17-2174-TR-CVF

Summary: Transcript In the Matter of Rodney Demmitt, Jr., Notice of Apparent Violation and Intent to Assess Forfeiture, hearing held on October 18th, 2018. electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Burke, Carolyn