

## THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF ELVIR HAMZIC,  
NOTICE OF APPARENT VIOLATION AND  
INTENT TO ASSESS FORFEITURE.

CASE NO. 18-1052-TR-CVF  
(OH1564000084D)

### ENTRY

Entered in the Journal on November 27, 2018

{¶ 1} Pursuant to Ohio Adm.Code 4901:2-7-12, Staff served a notice of preliminary determination (NPD) upon Elvir Hamzic, Inc. (Respondent) alleging a violation of the Commission's transportation regulations.

{¶ 2} On June 26, 2018, counsel for Respondent filed a request for an administrative hearing regarding the NPD as contemplated by Ohio Adm.Code 4901:2-7-13. Respondent's counsel participated in a prehearing conference on November 20, 2018, but the matter was not resolved.

{¶ 3} Accordingly, the attorney examiner sets this case for hearing on Tuesday, January 29, 2019, at 10:00 a.m., in Hearing Room 11-D at the offices of the Commission, 180 East Broad Street, 11th Floor, Columbus, Ohio 43215-3793.

{¶ 4} At the evidentiary hearing, Staff must prove that Respondent committed the violation alleged in the NPD by a preponderance of the evidence. Ohio Adm.Code 4901:2-7-20. Following Staff's presentation of the evidence, Respondent will have the opportunity to present testimony and other evidence supporting Respondent's contentions regarding the alleged violation.

{¶ 5} Pursuant to Ohio Adm.Code 4901:2-7-14, a respondent who has requested an administrative hearing and fails to appear for the evidentiary hearing shall be in default. A respondent in default shall be deemed to have admitted the occurrence of the violations charged and to have waived all further right to contest liability for the forfeiture proposed in the NPD.

{¶ 6} It is, therefore,

{¶ 7} ORDERED, That Case No. 18-1052-TR-CVF is set for hearing on January 29, 2019, at 10:00 a.m., as stated in Paragraph 3. It is, further,

{¶ 8} ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/*Patricia A. Schabo*

By: Patricia A. Schabo  
Attorney Examiner

JRJ/hac

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**11/27/2018 3:32:08 PM**

**in**

**Case No(s). 18-1052-TR-CVF**

Summary: Attorney Examiner Entry scheduling hearing electronically filed by Heather A Chilcote on behalf of Patricia Schabo, Attorney Examiner, Public Utilities Commission