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BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

- - -

In the Matter of:	:	
Steven J. Dodson.	:	Case Nos. 18-1347-TR-CVF
	:	18-1261-TR-CVF
Notice of Apparent	:	
Violation and Intent to	:	
Assess Forfeiture.	:	

- - -

PROCEEDINGS

before Ms. Patricia A. Schabo, Attorney Examiner, at
the Public Utilities Commission of Ohio, 180 East
Broad Street, Room 11-C, Columbus, Ohio, called at
10:00 a.m. on Tuesday, May 21, 2019.

- - -

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

- - -



Public Utilities Commission

Asim Z. Haque, Chairman

Commissioners

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

06/08/2018

OH1359002536D
Mr. Steven J. Dodson
1989 NORTHPORT RD APT1
CORDOVA, TN 38016

RE: **NOTICE OF PRELIMINARY
DETERMINATION**
Case No. OH1359002536D

Dear Sir or Madam:

On 03/14/2018, a vehicle operated by CHASE TRUCKING LLC, and driven by STEVEN J DODSON, 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 STEVEN J DODSON (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
395.8A	1	No drivers record of duty status	
392.4A-POS	4	Driver on duty and in possession of a narcotic drug / amphetamine	250.00
392.4A-UI	4	Driver on duty and under the influence of, or using a narcotic drug / amphetamine, which renders the driver incapable of safe operation.	1000.00
		Total of Group 1	100.00
		Total of Group 4	1250.00

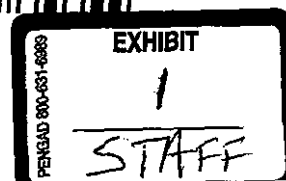
TOTAL AMOUNT DUE: \$1,350.00

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 STEVEN J DODSON in the following amount:

180 East Broad Street
Columbus, Ohio 43215-3793

(614) 466-3016
www.PUCO.ohio.gov





Public Utilities Commission

Asim Z. Haque, Chairman

Commissioners

M. Beth Trombold
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Daniel R. Conway

CODE	GROUP	VIOLATION	FORFEITURE
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		Total of Group 1	100.00
		Total of Group 4	1250.00

TOTAL AMOUNT DUE: \$1,350.00

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 pursuant to rule 4901:2-7-13, O.A.C. Failure to file a written request for an administrative hearing within 30 days shall constitute a waiver of your right to further contest the violations and will conclusively establish the occurrence of the violations. Such failure shall also constitute a waiver of your right to further contest liability to the state of Ohio for the civil forfeiture described in the notice and will result in the forfeiture amount being referred to the Ohio Attorney General's office for collection.

Please consult the enclosed instruction sheet for additional information regarding this Notice of Preliminary Determination.

Sincerely,

Rod Moser, Chief of Compliance
Transportation Department

Compliance Officer: Cheryl Streets



DRIVER/VEHICLE EXAMINATION REPORT



Public Utilities Commission of Ohio
180 East Broad Street
Transportation Department
Columbus, OH 43215
Phone #: (614)466-0429 Fax #: (614)752-9274

Report Number: OH1359002536
Inspection Date: 3/14/2018 Certification Date:
Time Started: 13:07 Time Ended: 14:20
Inspection Level: III - Driver-Only Inspection
HM Inspection Type: No HM Inspection

CHASE TRUCKING LLC
PO BOX 2423
ELIZABETH CTY, NC 27909
USDOT #: 02921785
MC/MX #: 006626
State #:

Phone #: (252)621-1677
Fax #:

Driver: DODSON, STEVEN J
License #: 117887871 State: TN
Date of Birth: 12/1/1986

Location: ROADSIDE MilePost: 126
Highway: 80 Origin: BUFFALO, IA Bill of Lading: 2006115726
County: ERIE Destination: ALLIANCE, OH Cargo: GENERAL FREIGHT
Shipper: CARGILL INCOPORATED

VEHICLE IDENTIFICATION:

Unit Type	Make	Year	State	License#	Equipment ID	Unit VIN	GVWR	CVSA #	CVSA Issued #	OOS Str.#
1	TT	VOLV	2017	IN	2434556	4V4NC9EH8HN972545	52,300			
2	ST	GDAN	2014	VA	469666TL	TR1388	1GRAA0622ED453374	68,000		

BRAKE ADJUSTMENTS: No brake measurements recorded.

VIOLATIONS :

Vio Code	Section	Unit	OOS	State Citation Number	Verify*	Crash	Violation Description
392.2LV	392.2	D	N		N	N	Lane Restriction violation: DRIVING IN LEFT LANE. SIGNS POSTED TRUCKS USE RIGHT TWO LANES
392.2LC	392.2	D	N		N	N	Improper lane change: FAILED TTO USE TURN SIGNAL WHEN CHANGING LANES
392.4A-POS	392.4(a)	D	Y		N	N	Driver on duty and in possession of a narcotic drug / amphetamine: DID POSSESS LESS THAN 100 GRAMS OF MARIJUANA
392.4A-UI	392.4(a)	D	Y		N	N	Driver on duty and under the influence of, or using a narcotic drug / amphetamine, which renders the driver incapable of safe operation.: DRIVER UNDER THE INFLUENCE OF MARIJUANA
392.2MI	392.2	D	N	M129970	N	N	Miscellaneous Traffic Law Violation: OBSTRUCTING OFFICIAL BUSINESS
395.8A	395.8A	D	Y		N	N	No drivers record of duty status: No Log on 03/14/2018 NO LOGS FOR 7 DAYS

* N - Non-OOS or Driver OOS Violation

HazMat: No HM Transported. **Placard:** NA **Cargo Tank:**

Special Checks:

- | | | |
|---|---|--|
| <input type="checkbox"/> Alcohol/Controlled Substance Check | <input checked="" type="checkbox"/> Traffic Enforcement | <input type="checkbox"/> Post Crash Inspection |
| <input type="checkbox"/> Conducted by Local Jurisdiction | <input type="checkbox"/> PASA Conducted Inspection | <input type="checkbox"/> PBBT Inspection |
| <input type="checkbox"/> Size and Weight Enforcement | <input type="checkbox"/> Drug Interdiction Search | Arrests: |
| <input type="checkbox"/> EScreening | | |

Inspection Notes: The driver was eastbound on I-80. The driver was observed in the left lane. The driver then moved from the left lane into center lane without a turn signal. When I walked up to the vehicle I could smell marijuana. The driver grabbed a bottle of water and started drinking. I had the driver step out of the vehicle and the smell of marijuana was still present. The driver eat the marijuana you could see marijuana on his tongue and teeth. The driver was advised of his Miranda rights by Trooper Beyer. The driver admitted to eating the marijuana. The driver was advised that he was not permitted to drive because now that he ate the marijuana he is under the influence. The driver did not have a logbook and had several BOL showing drops.



Report Prepared By:
R Y MISSIG

Badge #:
1359

Copy Received By:
DODSON, STEVEN J

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OH1359002536

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DRIVER/VEHICLE EXAMINATION REPORT



Public Utilities Commission of Ohio
180 East Broad Street
Transportation Department
Columbus, OH 43215
Phone #: (614)466-0429 Fax #: (614)752-9274

Report Number: OH1359002536
Inspection Date: 3/14/2018 Certification Date:
Time Started: 13:07 Time Ended: 14:20
Inspection Level: III - Driver-Only Inspection
HM Inspection Type: No HM Inspection

CHASE TRUCKING LLC
PO BOX 2423
ELIZABETH CTY, NC 27909
USDOT #: 02921785
MC/MX #: 006626
State #:

Phone #: (252)621-1677
Fax #:

Driver: DODSON, STEVEN J
License #: 117887871 State: TN
Date of Birth: 12/1/1986

Special Study Fields:

Special Study1:	Special Study8:
Special Study2:	Special Study7:
Special Study3:	Special Study8:
Special Study4:	Special Study9:
Special Study5:	Special Study10:

Locally Defined Fields:

For-Hire Carrier: Y;Driver Address: 1989 NORTHPORT RD APT1;Driver City: CORDOVA;Driver State: TN;Driver Zip: 38016;Photos Taken (Y/N): Y;Reason Code: TRAF;FMCSA Credentials Verified-Y/N: Y;CDL Verified (Y/N): Y;FMCSA OOS Order Issued(Y/N): N

I hereby declare STEVEN J. DODSON "Out of Service". This driver MAY NOT DRIVE any commercial motor vehicle nor may any carrier permit or require this driver to drive any commercial motor vehicle until:24 CONSECUTIVE HOUR

All violations of the FHMR and FMCSR or Title 49 of the Ohio Revised Code will be reviewed by the PUCO's Transportation Department to determine whether civil forfeitures should be assessed against any responsible parties in accordance with the penalty provisions of Title 49 of the Ohio Revised Code. If civil forfeitures are assessed, you will receive a separate notice by mail. These penalties may be assessed to motor carriers, shippers, and/or drivers.

ATTENTION DRIVER: This report must be sent to the motor carrier whose name appears at the top of this inspection report within 24 hours. If the inspection report cannot be delivered within 24 hours the driver must mail or fax the inspection report to the motor carrier.

ATTENTION MOTOR CARRIER: The motor carrier must examine this report and repair all the vehicle defects/violations noted above -AND- The motor carrier must sign the Certification of Repairs below and return the signed form to: Public Utilities Commission of Ohio, T ASD - 4th floor, 180 E Broad St, Columbus, OH 43215-3793 -OR- Fax (614) 752-9274 within 15 days of the inspection. If "No Violations Were Discovered" then you do not need to return this report. Failure to return this report with the required certification can result in penalties up to \$1,000 per day for each day the violation continues, up to a total of \$10,000. If you have any questions, please contact (614) 466-0429.

MOTOR CARRIER CERTIFICATION OF COMPLETED REPAIRS: The undersigned certifies that all violations noted on this report have been corrected and action taken to assure compliance with the Federal Motor Carrier Safety & Hazardous Materials Regulations insofar as they are applicable to motor carriers and drivers. A false certification of repairs is required to be prosecuted with penalties up to \$10,000.

Signature of Carrier Official: X

Date: _____

Failure to return this report with the required certification can result in penalties up to \$1,000 per day for each day the violation continues, up to a total of \$10,000.

Signature of Repairer: X

Facility: _____

Date: _____

Report Prepared By:
R Y MISSIG

Badge #:
1359

Copy Received By:
DODSON, STEVEN J

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OH1359002536

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