

# THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF RAYMOND  
RICHMOND, NOTICE OF APPARENT  
VIOLATION AND INTENT TO ASSESS  
FORFEITURE.

CASE NO. 19-458-TR-CVF  
(OH9444300167D)

## ENTRY

Entered in the Journal on July 15, 2019

{¶ 1} Staff served a notice of preliminary determination upon Raymond Richmond (Respondent) in accordance with Ohio Adm.Code 4901:2-7-07, alleging a violation of the Commission's transportation regulations.

{¶ 2} On February 22, 2019, Respondent requested an administrative hearing in accordance with Ohio Adm.Code 4901:2-7-13.

{¶ 3} By Entry dated March 11, 2019, the attorney examiner scheduled a prehearing conference in this matter on April 9, 2019. During the conference, the parties were unable to settle the matter.

{¶ 4} By Entry dated May 6, 2019, the attorney examiner scheduled a hearing in this matter for June 25, 2019.

{¶ 5} By Entry dated June 5, 2019, the attorney examiner rescheduled the hearing to July 19, 2019.

{¶ 6} On July 9, 2019, Staff filed a motion for continuance. In the motion, Staff indicated that due to scheduling conflicts, both Staff's investigator and counsel are unavailable for the July 19, 2019 hearing date.

{¶ 7} Upon review, the attorney examiner now reschedules the hearing to be held on August 13, 2019, at 10:00 a.m. at the Commission offices, Hearing Room 11-D, 11th floor, 180 East Broad Street, Columbus, Ohio 43215-3793. Visitors should register at the lobby desk and then proceed to the 11th floor in order to participate in the hearing.

{¶ 8} Ohio Adm.Code 4901:2-7-14(E) provides that a respondent who has requested an administrative hearing and fails to participate in the hearing proceeding shall be in default. The rule further states that a respondent in default shall be deemed to have admitted the occurrence of the violation and waived all further right to contest liability to the state for the forfeiture described in the notice.

{¶ 9} At the hearing, Staff must prove, by a preponderance of the evidence, that Respondent committed the alleged violation, pursuant to Ohio Adm.Code 4901:2-7-20(A).

{¶ 10} Following Staff's presentation of evidence at the hearing, it shall be the responsibility of Respondent to present evidence supporting his contentions regarding the alleged violation in this matter.

{¶ 11} It is, therefore,

{¶ 12} ORDERED, That the hearing be rescheduled for August 13, 2019, in accordance to paragraph 7. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Anna Sanyal

By: Anna Sanyal  
Attorney Examiner

JRJ/mef

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

**Commission of Ohio Docketing Information System on**

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**in**

**Case No(s). 19-0458-TR-CVF**

Summary: Attorney Examiner Entry rescheduling hearing for 8/13/19 at 10:00 am  
electronically filed by Ms. Mary E Fischer on behalf of Anna Sanyal, Attorney Examiner, Public  
Utilities Commission