

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF CALEB SALYERS,
NOTICE OF APPARENT VIOLATION AND
INTENT TO ASSESS FORFEITURE.

CASE NO. 19-2152-TR-CVF
(OH3251020169D)

Entered in the Journal on June 12, 2020

{¶ 1} On September 24, 2019, Staff served a notice of apparent violation and intent to assess forfeiture upon Caleb Salyers (Respondent), alleging a violation of the Commission's transportation regulations.

{¶ 2} On December 13, 2019, the Commission received an email from Respondent, wherein Respondent requested that his case be reopened. The attorney examiner, at that time, recognized Respondent's correspondence as a request for an administrative hearing in accordance with Ohio Adm.Code 4901:2-7-13.

{¶ 3} The attorney examiner scheduled the matter for a prehearing conference on January 28, 2020. The parties did not resolve the matter at the prehearing conference.

{¶ 4} On February 10, 2020, the attorney examiner directed that the parties must file any prehearing motions in the case by February 27, 2020, with any responses to motions being due by March 14, 2020. The attorney examiner also scheduled the matter for a hearing on March 27, 2020.

{¶ 5} Consistent with the prehearing motion calendar, Staff filed a motion to dismiss the case on February 27, 2020. Also within the time provided by the attorney examiner, Respondent served a request for waiver of certain Ohio Administrative Code rules upon Staff on March 9, 2020. Due to circumstances surrounding the COVID-19 emergency, the docket-filing of Respondent's request for waiver was delayed until June 11, 2020.

{¶ 6} On March 13, 2020, the attorney examiner continued the hearing that was scheduled for March 27, 2020 due to scheduling conflicts at the Commission and in order to allow time to consider the pleadings in the case.

{¶ 7} In light of the docketing of Respondent's request for waiver on June 11, 2020, the attorney examiner finds that Staff should be afforded the opportunity to file a responsive pleading in this case. Accordingly, any responsive pleading by Staff in this case must be filed by June 19, 2020.

{¶ 8} It is, therefore,

{¶ 9} ORDERED, That Staff is entitled to file any responsive pleading as provided in Paragraph 7. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/Michael L. Williams

By: Michael L. Williams
Attorney Examiner

MJA/hac

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Case No(s). 19-2152-TR-CVF

Summary: Attorney Examiner Entry ordering that Staff is entitled to file responsive pleading electronically filed by Heather A Chilcote on behalf of Michael L. Williams, Attorney Examiner, Public Utilities Commission of Ohio