

**A. D. TRANSPORT
EXPRESS, Inc.**

5601 Belleville Rd., Canton, MI 48188
(734)397-7100 ~ (734) 397-1461 Fax

FILE

December 21, 2020

Public Utilities Commission of Ohio
Attn: Docketing Division
180 East Broad Street, 11th Floor
Columbus, Ohio 43215-3793

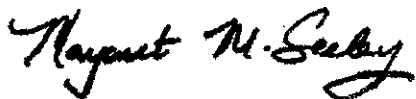
RE: Case No. OH3202307012C & OH3202307012D

To Whom It May Concern:

We are submitting a written Request for an Administrative Hearing. On September 17, 2020 Mr. Patrick Arvay picked up a load that did not require placarding. The load shifted while in transit due to another vehicle stopping suddenly and turning into the medium area causing us to stop suddenly. Mr. Arvay stopped at the next rest area and had the load transferred to a hazmat endorsed driver. We would like you to waive the fines assessed due to this incident.

Should you have any questions feel free to contact me (734)397-7100 ext 1009.

Sincerely yours,



Margaret Seeley
Safety Director

This is to certify that the images appearing are an
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document delivered in the regular course of business.
Technician 26 Date Processed 12-28-20

2020 DEC 28 PM 12:55
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Public Utilities Commission

M. Beth Trombold, Acting Chair

Commissioners

Lawrence K. Friedeman
Dennis P. Deters
Daniel R. Conway

December 11, 2020

rec
12/16/20 8:07AM
via email

Mrs. Margaret Seeley
5601 Belleville Rd
Canton, MI 48188

RE: **NOTICE OF PRELIMINARY DETERMINATION**
Case No. OH3202307012D

Dear Sir or Madam:

On 09/17/2020, a vehicle operated by A D TRANSPORT EXPRESS INC, and driven by, ARVAY, PATRICK J was inspected within the state of Ohio. As a result of discovery of the following violation(s) of the Commission's rules, Staff of the Commission timely notified PATRICK J ARVAY pursuant to rule 4901:2-7-07, *Ohio Administrative Code (OAC)*, that it intended to assess a civil forfeiture against PATRICK J ARVAY in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
383.23 A2-H	Group 4	Operating a CMV without a valid CDL: No hazardous materials / dangerous goods endorsement	\$ 250.00

Original Amount Due: \$250.00

A conference was conducted pursuant to Rule 4901:2-10, OAC, at which PATRICK J ARVAY had a full opportunity to present reasons why the violation(s) 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 the Staff.

As a result of the conference, staff has made a preliminary determination that the commission should assess a civil forfeiture against PATRICK J ARVAY in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
383.23 A2-H	Group 4	Operating a CMV without a valid CDL: No hazardous materials / dangerous goods endorsement	\$ 250.00

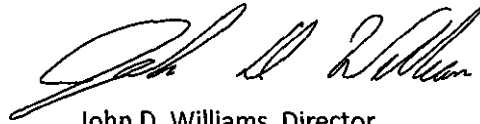
New Amount Due: \$250.00

Within 30 days of this notice you must either; 1) pay the assessed civil forfeiture or, 2) submit a written Request for an Administrative Hearing.

Failure to comply with either option above shall constitute a waiver of your right to further contest the violation(s) and will conclusively establish the occurrence of the violation(s). 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. In addition, your Ohio operating authority and/or commercial driving privileges may be sanctioned as permitted by law.

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

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Williams", is written over a horizontal line.

John D. Williams, Director
Transportation Department

cc: Mark Banks



Public Utilities Commission

M. Beth Trombold, Acting Chair, Chairman

Commissioners

M. Beth Trombold
Lawrence K. Friedeman
Dennis P. Deters
Daniel R. Conway

December 2, 2020

Margaret Seeley
5601 Belleville Rd
Canton, Michigan 48188

RE: **NOTICE OF PRELIMINARY DETERMINATION**
Case No. OH3202307012C

Dear Sir or Madam:

On 09/17/2020, a vehicle operated by A D TRANSPORT EXPRESS INC, and driven by, ARVAY, PATRICK J was inspected within the state of Ohio. As a result of discovery of the following violation(s) of the Commission's rules, Staff of the Commission timely notified A D TRANSPORT EXPRESS INC pursuant to rule 4901:2-7-07, Ohio Administrative Code (OAC), that it intended to assess a civil forfeiture against A D TRANSPORT EXPRESS INC in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
177.839	HazMat	Improper transportation of Class 8 hazardous materials	\$ 0.00
177.834	HazMat	Package not secure in vehicle	\$ 1,280.00
A			
393.48	Group 1	Inoperative/defective brakes	\$ 0.00
A			
177.823	HazMat	No placards/markings when required	\$ 960.00
A			
	Group 1	Group 1 Violations	\$ 100.00
<u>Original Amount Due:</u>			\$2,340.00

A conference was conducted pursuant to Rule 4901:2-10, OAC, at which A D TRANSPORT EXPRESS INC had a full opportunity to present reasons why the violation(s) 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 the Staff.

As a result of the conference, staff has made a preliminary determination that the commission should assess a civil forfeiture against A D TRANSPORT EXPRESS INC in the following amount:

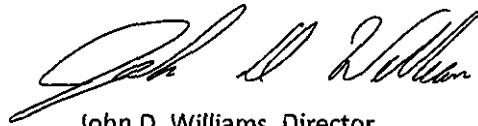
<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
177.839	HazMat	Improper transportation of Class 8 hazardous materials	\$ 0.00
177.834	HazMat	Package not secure in vehicle	\$ 1,280.00
A			
393.48	Group 1	Inoperative/defective brakes	\$ 0.00
A			
177.823	HazMat	No placards/markings when required	\$ 960.00
A			
	Group 1	Group 1 Violations	\$ 100.00
		<u>New Amount Due:</u>	\$2,340.00

Within 30 days of this notice you must either; 1) pay the assessed civil forfeiture or, 2) submit a written Request for an Administrative Hearing.

Failure to comply with either option above shall constitute a waiver of your right to further contest the violation(s) and will conclusively establish the occurrence of the violation(s). 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. In addition, your Ohio operating authority and/or commercial driving privileges may be sanctioned as permitted by law.

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

Sincerely,



John D. Williams, Director
Transportation Department

cc: Mark Banks



Public Utilities Commission

M. Beth Trombold, Acting Chair, Chairman

Commissioners

M. Beth Trombold
Lawrence K. Friedeman
Dennis P. Deters
Daniel R. Conway

A D TRANSPORT EXPRESS INC
5601 BELLEVILLE ROAD
CANTON, MI 48188

Invoice #: 20-00047423
Date: 12/01/2020
Due Date: 12/31/2020
PIN #: 9gMACA D
Case #: OH3202307012C

2020

Item #	Type	Description	Amount Due
INVD-0117746	Civil Forfeiture HazMat	Improper transportation of Class 8 hazardous materials	\$ 0.00
INVD-0117747	Civil Forfeiture HazMat	Package not secure in vehicle	\$ 1,280.00
INVD-0117748	Civil Forfeiture HazMat	Inoperative/defective brakes	\$ 0.00
INVD-0117749	Civil Forfeiture HazMat	No placards/markings when required	\$ 960.00
INVD-0117750	Civil Forfeiture HazMat	Group 1 Violations	\$ 100.00
Payments Received			\$ 0.00
Total Amount Due			\$ 2,340.00

Please visit <https://www.puco.ohio.gov/sc/mcos/> to make your online payments.

Questions concerning this invoice should be addressed to our call center at 1-800-686-7826.

(Remittance for mailed check payment)

Please make checks payable to:

Public Utilities Commission of Ohio
PO BOX 715343
Cincinnati, OH 45271-5343

A D TRANSPORT EXPRESS INC
5601 BELLEVILLE ROAD
CANTON, MI 48188

Invoice #: 20-00047423
Date: 12/01/2020
Due Date: 12/31/2020





Public Utilities Commission

M. Beth Trombold, Acting Chair, Chairman

Commissioners

Lawrence K. Friedman
Dennis P. Deters
Daniel R. Conway

ARVAY, PATRICK J
5279 N 400 W
LAKE VILLAGE, IN 46349

Invoice #: 20-00047906
Date: 12/10/2020
Due Date: 01/09/2021
PIN #: UAHbVPAT
Case #: OH3202307012D

2020

Item #	Type	Description	Amount Due
INVD-0119222	Civil Forfeiture HazMat	Operating a CMV without a valid CDL: No hazardous materials / dangerous goods endorsement	\$ 250.00
Payments Received			\$ 0.00
Total Amount Due			\$ 250.00

Please visit <https://www.puco.ohio.gov/sc/mcos/> to make your online payments.

Questions concerning this invoice should be addressed to our call center at 1-800-686-7826.

(Remittance for mailed check payment)

Please make checks payable to:

Public Utilities Commission of Ohio
PO BOX 715343
Cincinnati, OH 45271-5343

ARVAY, PATRICK J
5279 N 400 W
LAKE VILLAGE, IN 46349

Invoice #: 20-00047906
Date: 12/10/2020
Due Date: 01/09/2021

