



DAVE YOST

OHIO ATTORNEY GENERAL

Public Utilities Section
Office 614-466-4395
Fax 614-644-8764

May 7, 2021

Tanowa Troupe
Secretary
Public Utilities Commission of Ohio
180 East Broad Street
Columbus, Ohio 43215

Re: *Casey Honn (OH0000002344D)*,
Case No. 21-0186-TR-CVF

Dear Ms. Troupe:

Staff of the PUCO Transportation Division makes the following statements:

1. On 02-10-2020, a vehicle operated by Lefke Tree Experts, LLC and driven by Honn, Casey N., was inspected within the state of Ohio.
2. On 02-11-2020 as a result of the inspection Honn, Casey N. (Applicant) was served with a Notice of Intent to Assess a Forfeiture (NIF) for violation(s) of the Commission's rules. The notice provided approximately thirty (30) days for the applicant to respond to the notice requesting and administrative hearing or pay the forfeiture due. The notice advised the applicant that failure to respond to the notice would result in admission of the violations as fact and potential suspension of applicant's CDL. The Notice also advised that payment of the forfeiture would act as an admission of the violations.
3. Applicant did not pay the forfeiture amount or otherwise respond to the NIF.

4. On 03-12-2020, a Second NIF was sent to Applicant. The notice provided approximately thirty (30) days for the applicant to respond to the notice requesting and administrative hearing or pay the forfeiture due. The notice advised the applicant that failure to respond to the notice would result in admission of the violations as fact and potential suspension of applicant's CDL. The Notice also advised that payment of the forfeiture would act as an admission of the violations.
5. Applicant did not pay the forfeiture amount or otherwise respond to the NIF.
6. Applicant was served with a notice of unpaid forfeiture on 08-28-2020, with a copy of the Finding and Order in Case No:20-0533-TR-CVF. The Finding and Order provided approximately thirty (30) days for the applicant to pay the forfeiture due or request a hearing to show why they should not be held in default.
7. Applicant did not pay the forfeiture amount or otherwise respond to the Notice.
8. On 10-26-2020, the applicant's case was certified to the Attorney General's office for collection.
9. On 12-07-2020, Applicant paid the full amount of the forfeiture due.
10. On 02-25-2021, Applicant filed a letter requesting that the Commission reopen his case. The Docketing Division, as is its custom, opened a case and docketed this request.

Staff recommends denial of the request to reopen this case because it is an improper attempt to argue a matter that is already closed. Applicant was provided multiple opportunities to request an administrative hearing of his case. The Applicant was also advised on multiple occasions that payment of the forfeiture would constitute an admission of guilt and acceptance of all penalties against the applicant.

Sincerely,

/s/ Robert Eubanks

Robert Eubanks

Assistant Attorney General

Public Utilities Section

30 East Broad Street, 26th Floor

Columbus, Ohio 43215-3414

614.644.8669 (telephone)

866. 820.6050 (fax)

Robert.Eubanks@OhioAGO.gov

On Behalf of the Staff of

The Public Utilities Commission of Ohio

cc: **Zachary Gottesman**, zg@zgottesmanlaw.com

Counsel for Casey Honn

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

5/7/2021 11:19:13 AM

in

Case No(s). 21-0186-TR-CVF

Summary: Correspondence Regarding Staff Recommendation electronically filed by Mrs. Kimberly M Naeder on behalf of PUCO