

## THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF CASEY HONN,  
NOTICE OF APPARENT VIOLATION AND  
INTENT TO ASSESS FORFEITURE.

CASE NO. 21-186-TR-CVF  
(OH0000002344D)

### ENTRY

Entered in the Journal on June 16, 2021

{¶ 1} Staff served a notice of preliminary determination upon Casey Honn (Respondent) in accordance with Ohio Adm.Code 4901:2-7-12, alleging a violation of the Commission's transportation regulations.

{¶ 2} On February 25, 2021, the Commission received correspondence from Respondent requesting that Respondent's case be reopened. The Commission recognized Respondent's correspondence as a request for an administrative hearing in accordance with Ohio Adm.Code 4901:2-7-13.

{¶ 3} On March 30, 2021, the parties participated in a prehearing conference but were unable to reach a settlement in the matter.

{¶ 4} On April 15, 2021, Respondent filed a motion for reinstatement, pursuant to which Respondent moved the Commission to reopen this matter and requested that her commercial driver's license be reinstated. Staff did not file a response to the motion. Thereafter, on May 7, 2021, Staff filed separate correspondence in the docket in which it opposed reopening the case.

{¶ 5} By Entry issued May 20, 2021, the attorney examiner scheduled this case for hearing on August 17, 2021, at 10:00 a.m., and indicated that details concerning the location and format of the hearing would be provided to the parties within a reasonable time prior to hearing. The Entry further stated that the matter is reopened solely for the purpose of examining Respondent's alleged violations of the Commission's transportation rules and that the Commission has no jurisdiction to reinstate Respondent's commercial driver's license.

{¶ 6} Due to scheduling conflicts at the Commission, the attorney examiner finds that the previously scheduled hearing should be rescheduled to September 9, 2021, at 10:00 a.m. The hearing will take place at the Commission offices, Hearing Room 11-C, 11th Floor, 180 East Broad Street, Columbus, Ohio 43215. The parties should register at the lobby desk and then proceed to the 11th Floor in order to participate in the hearing. As COVID-related restrictions are evolving, instructions regarding further safety requirements or accommodations for the hearing room may be forthcoming, either posted on the Commission website or communicated to the parties.

{¶ 7} 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.

{¶ 8} 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).

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

{¶ 10} It is, therefore,

{¶ 11} ORDERED, That the hearing in this case be rescheduled for September 9, 2021, in accordance with Paragraph 6. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/David M. Hicks

By: David M. Hicks  
Attorney Examiner

NJW/kck

**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). 21-0186-TR-CVF**

Summary: Attorney Examiner Entry ordering that the hearing in this case be rescheduled for 9.9.21 in accordance with Paragraph 6. electronically filed by Kelli C. King on behalf of David M. Hicks, Attorney Examiner, Public Utilities Commission of Ohio