

**THE PUBLIC UTILITIES COMMISSION OF OHIO**

IN THE MATTER OF TIMOTHY N.     )  
LOWE, NOTICE OF APPARENT     ) CASE NO. 20-38-TR-CVF  
VIOLATION AND INTENT TO     ) (OH1642002617D)  
ASSESS FORFEITURE.     )

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**MOTION TO DISMISS**

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Staff of the Public Utilities Commission of Ohio hereby moves this Commission to dismiss the above-captioned case against Timothy Lowe. The Highway Patrol's inspector, and sole witness, is no longer available to testify regarding the violation listed on the enforcement report. As such, the violation against Mr. Lowe has been removed from the inspection. Given that there is no longer any violation charged against Mr. Lowe or witness to substantiate charges previously charged, this matter should be dismissed.

Respectfully submitted,

**Dave Yost**  
Ohio Attorney General

**John H. Jones**  
Section Chief

*/s/ Robert Eubanks*

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**Robert Eubanks (0073386)**  
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*Counsel for Staff of  
Public Utilities Commission of Ohio*

## **CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing **Motion to Dismiss** was served by postal and/or electronic mail upon the following parties of record, this 17<sup>th</sup> day of September 2021.

*/s/ Robert Eubanks*\_\_\_\_\_

**Robert Eubanks**

Assistant Attorney General

### **PARTIES OF RECORD:**

**Timothy N. Lowe**

165 Deerpath Ct.

Pataskala, OH 43062

**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). 20-0038-TR-CVF**

Summary: Motion to Dismiss electronically filed by Mrs. Kimberly M. Naeder on behalf of  
PUCO