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22-123-TR-QVF

PUBLIC UTILITIES COMMISSION OF OHIO

ATTN: DOCKETING DIVISION
180 E. BROAD STREET, 11TH FLOOR
COLUMBUS, OHIO 43215-3793

PUCO

2022 FEB 15 PM 2:12

RECEIVED DOCKETING DIVISION

Dear Sir or Madam,

I am requesting for an Administrative Hearing for case number OH1777003198D. A citation was issued for failing to use a seatbelt in a commercial vehicle, when I was wearing on. He stated that he could not see it as I was traveling on I-77 southbound at approximately seventy plus miles per hour and he was stationary in the median. I was wearing it properly and with how I was sitting, it was closer to my neck, which my beard covers it. I would like to contest the citation, as it was not justified. I appreciate your time and I am looking forward to a hearing about the matter whether in person or by telephone. Thank you very much for your time.

SINCERELY,

BRANDON HILLER
10745 OLD LINCOLN WAY E
ORRVILLE, OH 44667
330-600-8080

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
Technician Dee Date Processed 2/15/22



Public Utilities Commission

Jenifer French, Chair

Commissioners

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

February 2, 2022

HILLER, BRANDON L
10745 OLD LINCOLN WAY E
ORRVILLE, OH 44667

RE: **NOTICE OF PRELIMINARY DETERMINATION**
Case No. OH1777003198D

Dear Sir or Madam:

On 12/15/2021, a vehicle operated by MCNELIS TRUCKING LLC, and driven by, HILLER, BRANDON L 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 BRANDON L HILLER pursuant to rule 4901:2-7-07, Ohio Administrative Code (OAC), that it intended to assess a civil forfeiture against BRANDON L HILLER in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
392.16	Group 4	Failing to use seat belt while operating a CMV	\$ 100.00
395.8K2	Group 1	Driver failing to retain previous 7 days records of duty status	\$ 0.00
<u>Original Amount Due:</u>			\$100.00

A conference was conducted pursuant to Rule 4901:2-10, OAC, at which BRANDON L HILLER 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 BRANDON L HILLER in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
392.16	Group 4	Failing to use seat belt while operating a CMV	\$ 100.00
395.8K2	Group 1	Driver failing to retain previous 7 days records of duty status	\$ 0.00
<u>New Amount Due:</u>			\$100.00

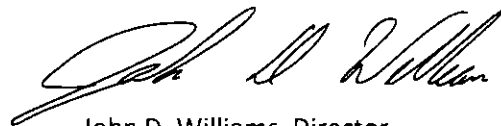


Within 30 days of this notice you must either; 1) pay the assessed civil forfeiture or, 2) submit a written Request for an Administrative Hearing.

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", written in a cursive style.

John D. Williams, Director
Transportation Department

cc: Thomas Persinger

