

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF CLAUST LLC,
NOTICE OF APPARENT VIOLATION AND
INTENT TO ASSESS FORFEITURE.**

**CASE NO. 21-512-TR-CVF
(OH3223004187C)**

ENTRY

Entered in the Journal on March 16, 2022

{¶ 1} Pursuant to Ohio Adm.Code 4901:2-7-12, Staff served a notice of preliminary determination upon Claust LLC (Respondent) alleging a violation of the Commission's transportation regulations.

{¶ 2} On April 29, 2021, Stelian Hritcu on behalf of Respondent filed a request for an administrative hearing as permitted by Ohio Adm.Code 4901:2-7-13.

{¶ 3} By Entry dated June 17, 2021, the attorney examiner scheduled a prehearing settlement conference in this matter for June 28, 2021. During the conference, the parties were unable to settle the matter.

{¶ 4} At this time, the attorney examiner finds it appropriate to schedule a hearing for May 25, 2022, at 10:00 a.m., to occur at the offices of the Public Utilities Commission of Ohio, located at 180 East Broad Street, 11th floor, Hearing Room 11-D, 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.

{¶ 5} 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.

{¶ 6} At the hearing, Staff must prove, by preponderance of the evidence, that Respondent committed the alleged violation, pursuant to Ohio Adm.Code 4901:2-7-20(A).

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

{¶ 8} It is, therefore,

{¶ 9} ORDERED, That a hearing in this case be scheduled as indicated in Paragraph 4. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/Jesse M. Davis

By: Jesse M. Davis
Attorney Examiner

NJW/mef

**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). 21-0512-TR-CVF

Summary: Attorney Examiner Entry scheduling a hearing for May 25, 2022, at 10:00 a.m., at the offices of the Public Utilities Commission of Ohio, 180 East Broad Street, 11th floor, Hearing Room 11-D, Columbus Ohio, 43215 electronically filed by Ms. Mary E. Fischer on behalf of Jesse M. Davis, Attorney Examiner, Public Utilities Commission of Ohio