

N.C
FILE



22-312-TR-CVF

Driven by the Future.

Powered by Pride.

US ENVIRONMENTAL
409 BOOT ROAD
DOWNTOWN, PA 19335

K.M. Hummel, M.S.ABA- NQS- CERT- ICS- SCIP- BASC
Chief DOT Compliance Officer | US Environmental
(610) 425-7949 (M)
(610) 518-5800 X212 (O)

Request for Administrative Hearing

03/30/2022
CASE# OH3208302820C
Attn: Docketing Division

Public Utilities Commission of Ohio
180 E. Broad St., 11th Floor
Columbus, Ohio 43215-3793

After receiving the Notice of preliminary determination, it is the position of US Environmental Inc. to formally submit a request for an administrative hearing. Our stance in case #OH3208302820C remains proper on the information provided in the conference held on 10, March, 2022. All communications shall be directed to the aforementioned name located in the heading of this official request. Thank you for your time on this matter.

Respectfully Submitted:

K.M. Hummel, M.S.ABA- NQS- CERT- ICS- SCIP- BASC
Chief DOT Compliance Officer | US Environmental
(610) 425-7949 (M)
(610) 518-5800 X212 (O)

PUCO

2022 APR -4 PM 1:49

RECEIVED-DOCKETING DIV

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 MN Date Processed APR 04 2022

March 22, 2022

K. M. Hummel
409 BOOT ROAD
DOWNTOWN, PA 19335

RE: **NOTICE OF PRELIMINARY DETERMINATION**
Case No. OH3208302820C

Dear Sir or Madam:

On 02/15/2022, a vehicle operated by US ENVIRONMENTAL INC, and driven by, WALKER, JOHN J 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 US ENVIRONMENTAL INC pursuant to rule 4901:2-7-07, Ohio Administrative Code (OAC), that it intended to assess a civil forfeiture against US ENVIRONMENTAL INC in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
395.24C 2III	Group 0	Driver failed to manually add shipping document number	\$ 0.00
177.817 E	HazMat	Shipping paper accessibility	\$ 660.00
177.817 A	HazMat	No or improper shipping papers (carrier)	\$ 0.00
<u>Original Amount Due:</u>			\$660.00

A conference was conducted pursuant to Rule 4901:2-10, OAC, at which US ENVIRONMENTAL INC 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 US ENVIRONMENTAL INC in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
395.24C 2III	Group 0	Driver failed to manually add shipping document number	\$ 0.00

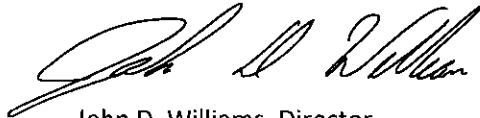
177.817 E	HazMat	Shipping paper accessibility	\$ 660.00
177.817 A	HazMat	No or improper shipping papers (carrier)	\$ 0.00
<u>New Amount Due:</u>			\$660.00

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,



John D. Williams, Director
Transportation Department

cc: Thomas Persinger

Received 30 March 2022 at 1451 