



Public Utilities Commission

Jenifer French, Chair



Commissioners

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

May 20, 2021

CONRAD C BLOWERS
PO BOX 26
NASHPORT, OH 43830

RE: **NOTICE OF PRELIMINARY DETERMINATION**
Case No. OH0992006502C

Dear Sir or Madam:

On 04/06/2021, a vehicle operated by CONRAD C BLOWERS, and driven by, BLOWERS, CONRAD C 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 CONRAD C BLOWERS pursuant to rule 4901:2-7-07, Ohio Administrative Code (OAC), that it intended to assess a civil forfeiture against CONRAD C BLOWERS in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
393.9	Group 2	Inoperable Required Lamp	\$ 0.00
396.17C	Group 0	Operating a CMV without proof of a periodic inspection	\$ 0.00
393.47E	Group 0	Clamp or Roto type brake out-of-adjustment	\$ 0.00
393.53B	Group 0	CMV manufactured after 10/19/94 has an automatic airbrake adjustment system that fails to compensate for wear	\$ 0.00
396.17C	Group 0	Operating a CMV without proof of a periodic inspection	\$ 0.00
	Group 2	Group 2 Violations	\$ 50.00
<u>Original Amount Due:</u>			\$50.00

A conference was conducted pursuant to Rule 4901:2-10, OAC, at which CONRAD C BLOWERS 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 CONRAD C BLOWERS in the following amount:

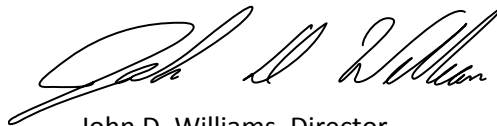
<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
393.9	Group 2	Inoperable Required Lamp	\$ 0.00
396.17C	Group 0	Operating a CMV without proof of a periodic inspection	\$ 0.00
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393.53B	Group 0	CMV manufactured after 10/19/94 has an automatic airbrake adjustment system that fails to compensate for wear	\$ 0.00
396.17C	Group 0	Operating a CMV without proof of a periodic inspection	\$ 0.00
	Group 2	Group 2 Violations	\$ 50.00
<u>New Amount Due:</u>			\$50.00

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: Cheryl Streets

DRIVER/VEHICLE EXAMINATION REPORT



Public Utilities Commission of Ohio
180 East Broad Street
Transportation Department
Columbus, OH 43215
Phone #: (614)466-0429 Fax #: (614)752-9274

Report Number: OH0992006502
Inspection Date: 4/6/2021 Certification Date:
Time Started: 14:02 Time Ended: 14:37
Inspection Level: I - Full Inspection
HM Inspection Type: No HM Inspection

CONRAD C BLOWERS
PO BOX 26
NASHPORT, OH 43830

Driver: BLOWERS, CONRAD C
License #:
State: OH
Date of Birth:
Phone #: (740)404-2868
Fax #:

USDOT #: 01565487
MC/MX #: 00619682
State #:

Location: ROADSIDE MilePost: 2ND ST
Highway: RICKENBACKER PRKWY Origin: LOCKBOURNE, OH Bill of Lading:
County: FRANKLIN Destination: HANOVERTON, OH Cargo: EMPTY
Shipper:

VEHICLE IDENTIFICATION:

Unit	Type	Make	Year	tate	License#	Equipment ID	Unit VIN	GVWR	CVSA #	CV	A Issued #	OO	tkr #
1	TT	WSTR	2007	OH		5934	5KJJABCK37PY03562	52,000					
2	ST	GDAN	2006	OH		422	1GRAA06266T523935	68,000					

BRAKE ADJUSTMENTS:

Axle #	1	2	3	4	5
Right	2	1 1/2	1 1/2	1 3/4	1 3/4
Left	1 1/2	1 1/2	1 1/2	1 3/4	1 3/4
Chamber	C-20	L-30	L-30	C-30	C-30

VIOLATIONS :

Vio Code	Section	Unit	OOS	State Citation Number	Verify*	Crash	Violation Description
393.47E	393.47(e)	1	N		N	N	Clamp or Roto type brake out-of-adjustment: 1R
393.53B	393.53(b)	1	N		N	N	CMV manufactured after 10/19/94 has an automatic airbrake adjustment system that fails to compensate for wear
396.17C	396.17(c)	1	N		N	N	Operating a CMV without proof of a periodic inspection: sticker & hard copy dated 11/19
393.9	393.9(a)	2	Y		A	N	Inoperable Required Lamp: left side inop-driver shown & repaired
396.17C	396.17(c)	2	N		N	N	Operating a CMV without proof of a periodic inspection: sticker unreadable-hard copy dated 11/19

* N - Non-OOS or Driver OOS Violation; A - Repaired at Scene

HazMat: No HM Transported. Placard: NA Cargo Tank

Special Checks:

<input type="checkbox"/> Alcohol/Controlled Substance Check	<input type="checkbox"/> Traffic Enforcement	<input type="checkbox"/> Post Crash Inspection
<input type="checkbox"/> Conducted by Local Jurisdiction	<input type="checkbox"/> PASA Conducted Inspection	<input type="checkbox"/> PBBT Inspection
<input type="checkbox"/> Size and Weight Enforcement	<input type="checkbox"/> Drug Interdiction Search	Arrests:
<input type="checkbox"/> EScreening		

Inspection Notes:

Special Study Fields

Special Study1: Special Study6:
Special Study2: Special Study7:
Special Study3: Special Study8:
Special Study4: Special Study9:
Special Study5: Special Study10:

Locally Defined Fields:

Report Prepared By:
Ronald Anderson

Badge #:
1071

Copy Received By:
BLOWERS, CONRAD C

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OH0992006502

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X

DRIVER/VEHICLE EXAMINATION REPORT



Public Utilities Commission of Ohio
180 East Broad Street
Transportation Department
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Report Number: OH0992006502
Inspection Date: 4/6/2021 Certification Date:
Time Started: 14:02 Time Ended: 14:37
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HM Inspection Type No HM Inspection

CONRAD C BLOWERS
PO BOX 26
NASHPORT, OH 43830

Driver: BLOWERS, CONRAD C
License #: [REDACTED] State: OH
Date of Birth: [REDACTED]

USDOT #: 01565487 Phone #: (740)404-2868
MC/MX #: 00619682 Fax #:
State #:

For-Hire Carrier: Y; Driver Address: 2836 OSBORN RD NE; Driver City: HANOVER; Driver State: OH; Driver Zip: 43055; Photos Taken (Y/N):
Y; Co-Investigator #: 0992; Reason Code: ISSS; FMCSA Credentials Verified-Y/N: Y; CDL Verified (Y/N): Y; FMCSA OOS Order Issued(Y/N): N; ISS
Score: 72

* Pursuant to authority contained in Title 49, Code of Federal Regulations, Section 396.9, I hereby declare vehicles with defects followed by an "Y" in the "Out of Service" column in the violations discovered section of this report OUT OF SERVICE. No person shall remove the out of service stickers applied to these vehicles, or operate such vehicles until the out of service defects have been repaired and the vehicles have been restored to safe operating condition.

All violations of the FHMR and FMCSR or Title 49 of the Ohio Revised Code will be reviewed by the PUCO's Transportation Department to determine whether civil forfeitures should be assessed against any responsible parties in accordance with the penalty provisions of Title 49 of the Ohio Revised Code. If civil forfeitures are assessed, you will receive a separate notice by mail. These penalties may be assessed to motor carriers, shippers, and/or drivers. Any civil forfeiture assessed may be paid or challenge initiated online at <https://puco.ohio.gov/wps/portal/gov/puco/transportation/trucking/resources/motor-carrier-safety-online-services>.

ATTENTION MOTOR CARRIER: The motor carrier must examine this report and repair all the vehicle defects/violations noted above -AND- The motor carrier must sign the Certification of Repairs below and return the signed form to: Public Utilities Commission of Ohio, TASD - 4th floor, 180 E Broad St, Columbus, OH 43215-3793 -OR- Fax (614) 752-9274 within 15 days of the inspection. You may also certify repairs online by registering for the PUCO Community at <https://puco.ohio.gov/wps/portal/gov/puco/transportation/trucking/resources/motor-carrier-safety-online-services>.

Failure to return this report with the required certification can result in penalties up to \$1,000 per day for each day the violation continues, up to a total of \$10,000.

If "No Violations Were Discovered" you do not need to return this report.

Signature of Carrier Official: X Date: _____

Note to carrier this section applies to self adjusting brake.

Advisory: This vehicle has been identified to have brake adjustment violations. 49CFR Section 393.53 requires that a self-adjusting brake system be equipped on this vehicle. A qualified service technician needs to determine why the defective brake has excessive stroke and make the appropriate repairs. Simply re-adjusting a self-adjusting brake adjuster, or replacing it, does not guarantee that the problem is corrected. The problem may exist in the foundation brake system. By certifying this inspection report you have indicated that his vehicle now has a properly functioning self-adjusting brake adjustment system.

ATTENTION DRIVER: This report must be sent to the motor carrier whose name appears at the top of this inspection report within 24 hours. If the inspection report cannot be delivered within 24 hours the driver must mail or fax the inspection report to the motor carrier.

***** POSSIBLE CDL DISQUALIFICATION *****

If this roadside inspection identified an alleged violation of one or more of the below noted regulations, your CDL may be disqualified. If the PUCO finds you committed a violation of any of these regulations, the violation will be treated as a conviction for the purposes of federal and state law and notice of such conviction will be forwarded to the Ohio Bureau of Motor Vehicles (BMV). The BMV may disqualify you from operating a commercial motor vehicle for a minimum of 60 days. Any BMV sanction is in addition to sanctions imposed by the Public Utilities Commission of Ohio (PUCO).

177.804(b)(1), 177.804(b)(2), 177.804(b)(3), 177.804(c), 4901.2-5-07D, 383.23(a)(2), 383.51(a), 383.51A-NSIN, 383.51A-NSOUT, 383.51A-SIN, 383.51A-SOUT, 383.91(a), 383.93(b)(1), 383.93(b)(2), 383.93(b)(3), 383.93(b)(4), 383.93(b)(5), 391.15(a), 391.15A-NSIN, 391.15A-NSOUT, 391.15A-SIN, 391.15A-SOUT, 392.10(a)(1), 392.10(a)(2), 392.10(a)(3), 392.10(a)(4), 392.11, 392.12, 392.4(a), 392.5(a)(2), 392.5A2-UI, 392.5(c)(2), 392.80(a), 392.82(a)(1), 395.13(d), 396.9(c)(2).

MOTOR CARRIER CERTIFICATION OF COMPLETED REPAIRS: The undersigned certifies that all violations noted on this report have been corrected and action taken to assure compliance with the Federal Motor Carrier Safety & Hazardous Materials Regulations insofar as they are applicable to motor carriers and drivers. A false certification of repairs is required to be prosecuted with penalties up to \$10,000.

Report Prepared By:
Ronald Anderson

Badge #:
1071

Copy Received By:
BLOWERS, CONRAD C

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OH0992006502

DRIVER/VEHICLE EXAMINATION REPORT



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CONRAD C BLOWERS
PO BOX 26
NASHPORT, OH 43830

Driver: BLOWERS, CONRAD C
License #: [REDACTED] State: OH
Date of Birth: [REDACTED]

USDOT #: 01565487 Phone #: (740)404-2868
MC/MX #: 00619682 Fax #:
State #:

Signature of Repairer: X Facility: Date:

Report Prepared By:
Ronald Anderson

Badge #:
1071

Copy Received By:
BLOWERS, CONRAD C

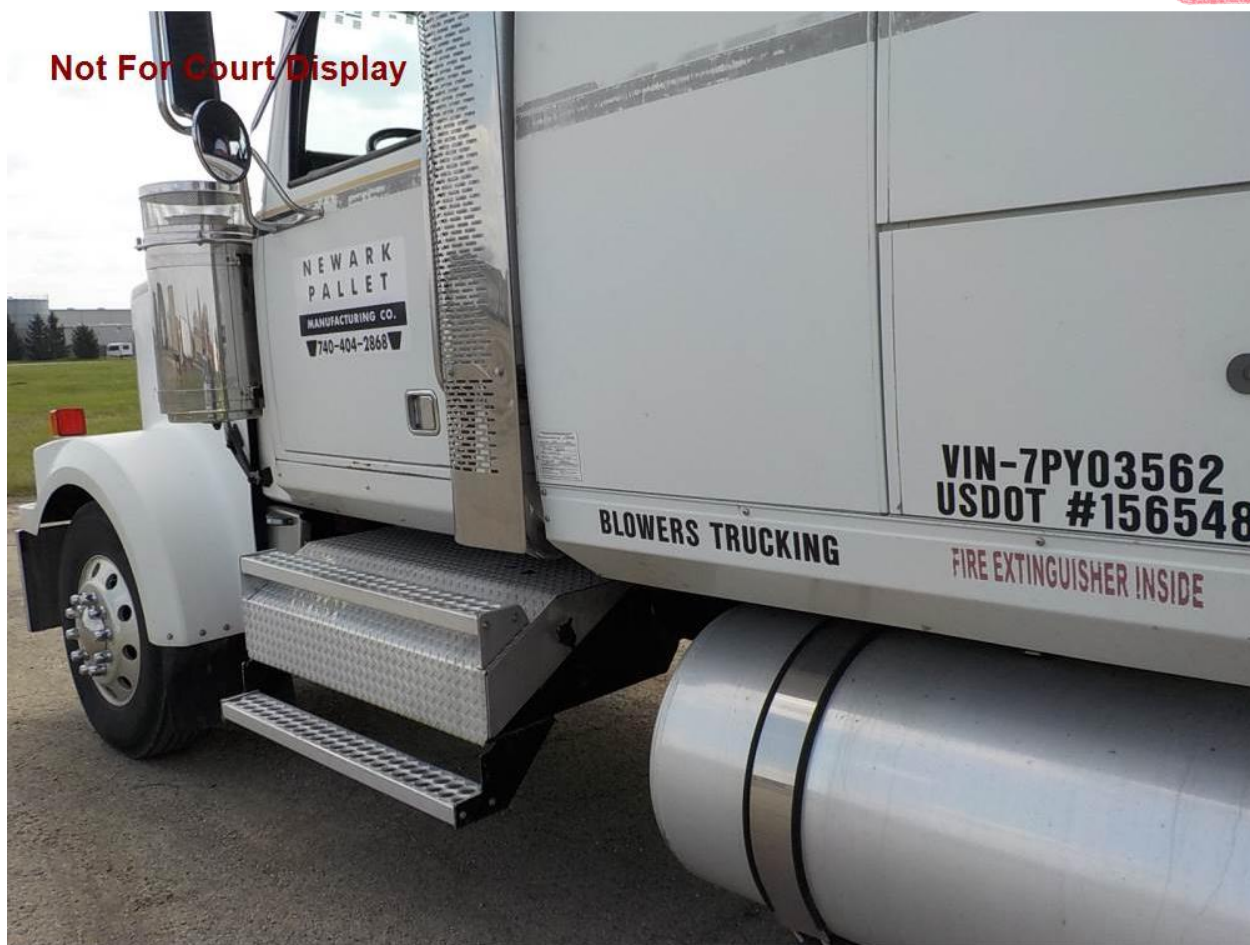
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OH0992006502

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ANNUAL VEHICLE INSPECTION REPORT

VEHICLE HISTORY RECORD	
REPORT NUMBER	FLEET UNIT NUMBER
52444306	5934
DATE NOV. 2019	

MOTOR CARRIER OPERATOR Blowers Trucking	INSPECTOR'S NAME (PRINT OR TYPE) Chris Auto Truck Repair
ADDRESS 2836 OSBORN RD	THIS INSPECTOR MEETS THE QUALIFICATION REQUIREMENTS IN SECTION 396.19 <input checked="" type="checkbox"/> YES
CITY, STATE, ZIP CODE HANOVER OH 43055	VEHICLE IDENTIFICATION (✓ AND COMPLETE) <input type="checkbox"/> LIC. PLATE NO. <input type="checkbox"/> VIN <input checked="" type="checkbox"/> OTHER 5934
VEHICLE TYPE <input checked="" type="checkbox"/> TRACTOR <input type="checkbox"/> TRAILER <input type="checkbox"/> TRUCK <input type="checkbox"/> BUS <input type="checkbox"/> (OTHER)	INSPECTION AGENCY/LOCATION (OPTIONAL)

VEHICLE COMPONENTS INSPECTED			
OK	NEEDS REPAIR	REPAIRED DATE	ITEM
1. BRAKE SYSTEM			
✓			a. Service Brakes
✓			b. Parking Brake System
✓	✓		c. Brake Drums or Rotors
✓			d. Brake Hose
✓			e. Brake Tubing
✓	✓		f. Low Pressure Warning Device
✓			g. Tractor Protection Valve
✓			h. Air Compressor
✓			i. Electric Brakes
✓			j. Hydraulic Brakes
✓			k. Vacuum Systems
✓			l. Antilock Brake System
✓			m. Automatic Brake Adjusters
2. COUPLING DEVICES			
✓			a. Fifth Wheels
✓			b. Pintle Hooks
6. SAFE LOADING			
✓			a. Part(s) of vehicle or condition of loading such that the spare tire or any part of the load or dunnage can fall onto the roadway.
✓			b. Protection against shifting cargo.
✓			c. Container securement devices on intermodal equipment.
7. STEERING MECHANISM			
✓			a. Steering Wheel Free Play
✓			b. Steering Column
✓			c. Front Axle Beam and All Steering Components Other Than Steering Column
10. TIRES			
✓			a. Tires on any steering axle of a power unit.
✓			b. All other tires.
✓			c. Installation of speed-restricted tires unless specifically designated by motor carrier.
11. WHEELS AND RIMS			
✓			a. Lock or Side Ring
✓			b. Wheels and Rims
✓			c. Fasteners
✓			d. Welds
12. WINDSHIELD GLAZING			
Requirements and exceptions as stated pertaining to any crack, discoloration or other			

Not For Court Display VEHICLE INSPECTION REPORT

VEHICLE HISTORY RECORD	
REPORT NUMBER	FLEET UNIT NUMBER
53310175	202
DATE 11-2-2019	

MOTOR CARRIER OPERATOR BLOWERS TRUCKING	INSPECTOR'S NAME (PRINT OR TYPE) CHRIS' AUTO & TRUCK REPAIR
ADDRESS 2936 OSKOKI RD	THIS INSPECTOR MEETS THE QUALIFICATION REQUIREMENTS IN SECTION 396.19 <input checked="" type="checkbox"/> YES
CITY, STATE, ZIP CODE HAMOVEN OH 43055	VEHICLE IDENTIFICATION (✓ AND COMPLETE) <input type="checkbox"/> LIC. PLATE NO. <input type="checkbox"/> VIN <input checked="" type="checkbox"/> OTHER 202
VEHICLE TYPE <input type="checkbox"/> TRACTOR <input checked="" type="checkbox"/> TRAILER <input type="checkbox"/> TRUCK <input type="checkbox"/> BUS <input type="checkbox"/> (OTHER)	INSPECTION AGENCY/LOCATION (OPTIONAL)

VEHICLE COMPONENTS INSPECTED			
OK	NEEDS REPAIR	REPAIRED DATE	ITEM
			1. BRAKE SYSTEM
			a. Service Brakes
			b. Parking Brake System
			c. Brake Drums or Rotors
			d. Brake Hose
			e. Brake Tubing
			f. Low Pressure Warning Device
			g. Tractor Protection Valve
			h. Air Compressor
			i. Electric Brakes
			j. Hydraulic Brakes
			k. Vacuum Systems
			l. Antilock Brake System
			m. Automatic Brake Adjusters
			2. COUPLING DEVICES
			a. Fifth Wheels
			b. Pintle Hooks
			6. SAFE LOADING
			a. Part(s) of vehicle or condition of loading such that the spare tire or any part of the load or dunnage can fall onto the roadway.
			b. Protection against shifting cargo.
			c. Container securement devices on intermodal equipment.
			7. STEERING MECHANISM
			a. Steering Wheel Free Play
			b. Steering Column
			c. Front Axle Beam and All Steering Components Other Than Steering
			10. TIRES
			a. Tires on any steering axle of a power unit.
			b. All other tires.
			c. Installation of speed-restricted tires unless specifically designated by motor carrier.
			11. WHEELS AND RIMS
			a. Lock or Side Ring
			b. Wheels and Rims
			c. Fasteners
			d. Welds
			12. WINDSHIELD GLAZING
			Requirements and exceptions as stated pertaining to any crack, discoloration or vision reducing matter (reference for exceptions)

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ANNUAL VEHICLE INSPECTION REPORT

VEHICLE HISTORY RECORD

REPORT NUMBER	FLEET UNIT NUMBER
52998818	71805
DATE	Nov. 2019

DRIVER OPERATOR LOWERS TRUCKING	INSPECTOR'S NAME (PRINT OR TYPE) Charles Auto & Towing Repair
836 OSBACK RD	THIS INSPECTOR MEETS THE QUALIFICATION REQUIREMENTS IN SECTION 396.19. <input checked="" type="checkbox"/> YES
ZIP CODE MOWEN OH 43055	VEHICLE IDENTIFICATION (✓ AND COMPLETE) <input type="checkbox"/> LIC. PLATE NO. <input type="checkbox"/> VIN <input checked="" type="checkbox"/> OTHER 71805
TYPE <input type="checkbox"/> TRACTOR <input checked="" type="checkbox"/> TRAILER <input type="checkbox"/> TRUCK <input type="checkbox"/> BUS <input type="checkbox"/> (OTHER)	INSPECTION AGENCY/LOCATION (OPTIONAL)

VEHICLE COMPONENTS INSPECTED

REPAIRED DATE	ITEM	OK	NEEDS REPAIR	REPAIRED DATE	ITEM	OK	NEEDS REPAIR	REPAIRED DATE	ITEM
	1. BRAKE SYSTEM				6. SAFE LOADING				10. TIRES
	a. Service Brakes				a. Part(s) of vehicle or condition of loading such that the spare tire or any part of the load or dunnage can fall onto the roadway.				a. Tires on any steering axle of a power unit.
	b. Parking Brake System				b. Protection against shifting cargo.				b. All other tires.
	c. Brake Drums or Rotors				c. Container securement devices on intermodal equipment.				c. Installation of speed-restricted tires unless specifically designated by motor carrier.
	d. Brake Hose								
	e. Brake Tubing				7. STEERING MECHANISM				11. WHEELS AND RIMS
	f. Low Pressure Warning Device				a. Steering Wheel Free Play				a. Lock or Side Ring
	g. Tractor Protection Valve				b. Steering Column				b. Wheels and Rims
	h. Air Brake System				c. Front Axle Beam and All Steering Components				c. Fasteners
	i. Automatic Brake Adjusters								d. Welds
	12. WINDSHIELD GLAZING								12. WINDSHIELD GLAZING
	Requirements and								Requirements and





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**This foregoing document was electronically filed with the Public Utilities
Commission of Ohio Docketing Information System on**

5/10/2022 10:57:49 AM

in

Case No(s). 21-0741-TR-CVF

Summary: Exhibit Staff Exhibits 1 through 3 electronically filed by Mr. Ken Spencer
on behalf of Armstrong & Okey, Inc. and Spencer, Michael O. Mr.