

NC  
FILE **Wonder Transport**

2327 BROADHEAD ROAD  
ALIQUPPA, PENNSYLVANIA 15001  
TELEPHONE: (724) 378-3780

22-578-TR-CVF

June 7, 2022

Re: Case No. OH3202307350C

To the Ohio Attorney General:

I would like to request a "Request for Administrative hearing" (virtual hearing).

Contact Name : Ken Faulk

Address: 2327 Brodhead Road  
Aliquippa, PA 15001

Phone: 724-378-3780

Hours: 8-noon 1 pm-4pm

Sincerely,

*Ken Faulk*

Ken Faulk

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# Public Utilities Commission

Jenifer French, Chair

## Commissioners

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

May 12, 2022

Ken Faulk  
2327 BRODHEAD ROAD  
ALIQUIPPA, PA 15001

RE: **NOTICE OF PRELIMINARY DETERMINATION**  
Case No. OH3202307350C

Dear Sir or Madam:

On 04/04/2022, a vehicle operated by WONDER TRANSPORT COMPANY, and driven by, LEWARCHIK, ROBERT 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 WONDER TRANSPORT COMPANY pursuant to rule 4901:2-7-07, Ohio Administrative Code (OAC), that it intended to assess a civil forfeiture against WONDER TRANSPORT COMPANY in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
396.3A 1BOS	Group 1	BRAKES OUT OF SERVICE: The number of defective brakes is equal to or greater than 20 percent of the service brakes on the vehicle or combination	\$ 0.00
396.3A 1	Group 3	Inspection, repair and maintenance of parts & accessories	\$ 0.00
177.823 A	HazMat	No placards/markings when required	\$ 0.00
177.834 J	HazMat	Manholes and valves not closed or leak free	\$ 3,360.00
180.415 B	HazMat	Cargo tank test or inspection markings	\$ 2,520.00
396.3A 1T	Group 3	Tires (general)	\$ 0.00
393.47E	Group 0	Clamp or Roto type brake out-of-adjustment	\$ 0.00
393.47E	Group 0	Clamp or Roto type brake out-of-adjustment	\$ 0.00
	Group 1	Group 1 Violations	\$ 100.00
<b><u>Original Amount Due:</u></b>			<b>\$5,980.00</b>

A conference was conducted pursuant to Rule 4901:2-10, OAC, at which WONDER TRANSPORT COMPANY 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 WONDER TRANSPORT COMPANY in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
396.3A 1BOS	Group 1	BRAKES OUT OF SERVICE: The number of defective brakes is equal to or greater than 20 percent of the service brakes on the vehicle or combination	\$ 0.00
396.3A 1	Group 3	Inspection, repair and maintenance of parts & accessories	\$ 0.00
177.823 A	HazMat	No placards/markings when required	\$ 0.00
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393.47E	Group 0	Clamp or Roto type brake out-of-adjustment	\$ 0.00
393.47E	Group 0	Clamp or Roto type brake out-of-adjustment	\$ 0.00
	Group 1	Group 1 Violations	\$ 100.00
<b><u>New Amount Due:</u></b>			<b>\$5,980.00</b>

**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.