

22-0979-TR-CVF

 **FILE**

OCTOBER 1, 2022

I Adam J. Bowen submit a written request for an Administrative Hearing on Case No. OH3202307417C. Further communications should be directed to:

Adam Bowen at 4496 ST RT 35 E. West Alexandria, OH 45381 or 937-533-1371.

Thanks,



Adam J. Bowen

PUCO

2022 OCT 19 PM 2:41

RECEIVED-DOCKETING DIV

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Technician



Date Processed

10/19/2022

September 22, 2022

ADAM J BOWEN  
4496 US 35 E  
WEST ALEXANDRIA, OH 45381

RE: **NOTICE OF PRELIMINARY DETERMINATION**  
Case No. OH3202307417C

Dear Sir or Madam:

On 07/20/2022, a vehicle operated by ADAM J BOWEN, and driven by, BOWEN, ADAM 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 ADAM J BOWEN pursuant to rule 4901:2-7-07, Ohio Administrative Code (OAC), that it intended to assess a civil forfeiture against ADAM J BOWEN in the following amount:

<u>CODE</u>	<u>GROUP</u>	<u>VIOLATION</u>	<u>FORFEITURE</u>
173.24B 1	HazMat	Release of HM from package	\$ 252.00
177.817 A	HazMat	No or improper shipping papers (carrier)	\$ 216.00
177.823 A	HazMat	No placards/markings when required	\$ 216.00
172.331 C	HazMat	Transport other bulk packages without proper ID Numbers	\$ 216.00
172.332 A	HazMat	Failure to display ID Numbers when required	\$ 216.00

**Original Amount Due:** \$1,116.00

A conference was conducted pursuant to Rule 4901:2-10, OAC, at which ADAM J BOWEN 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 ADAM J BOWEN in the following amount:



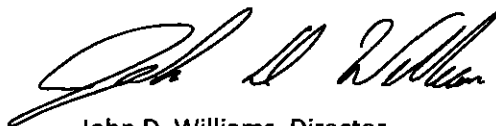
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172.331 C	HazMat	Transport other bulk packages without proper ID Numbers	\$ 216.00
172.332 A	HazMat	Failure to display ID Numbers when required	\$ 216.00
<b><u>New Amount Due:</u></b>			<b>\$1,116.00</b>

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.

Please consult the enclosed instruction sheet for additional information regarding this "Notice of Preliminary Determination."

Sincerely,



John D. Williams, Director  
Transportation Department

cc: Michael Hines

