

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of Adam J. Bowen,)	Case No. 22-0979-TR-CVF
Notice of Apparent Violation and)	(OH3202307417C)
Intent to Assess Forfeiture.)	

**MOTION TO DISMISS
SUBMITTED ON BEHALF OF THE STAFF OF THE PUBLIC UTILITIES
COMMISSION OF OHIO**

Pursuant to Rule 4901-1-12 of the Ohio Administrative Code O.A.C., the Staff of the Public Utilities Commission of Ohio (Staff) moves to dismiss this case for good cause shown in the memorandum in support below.

Respectfully submitted,

Dave Yost
Ohio Attorney General

John H. Jones
Section Chief, Public Utilities Section

/s/Steven L. Beeler

Steven L. Beeler
Assistant Attorney General
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30 East Broad Street, 26th Floor
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*On Behalf of the Staff of the
Public Utilities Commission of Ohio*

MEMORANDUM IN SUPPORT

The Staff moves to dismiss this case because, upon a review of the facts and further investigation, Staff believes that further prosecution of the alleged violations of 49 C.F.R. 173.24(b)(1), 49 C.F.R. 177.817(a), 49 C.F.R. 177.823(a), 49 C.F.R. 172.331(c), and 49 C.F.R. 172.332(a) are not warranted and that the alleged violations should be deleted from the Respondent's SafetyNet Record. Staff has contacted Respondent, Adam J. Bowen (the Carrier), and Respondent does not object to this motion to dismiss. Accordingly, the Staff requests that the Commission dismiss the alleged violations in this case and order them deleted from the Respondent's SafetyNet Record.

Respectfully submitted,

Dave Yost
Ohio Attorney General

John H. Jones
Section Chief, Public Utilities Section

/s/Steven L. Beeler

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Assistant Attorney General
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*On Behalf of the Staff of the
Public Utilities Commission of Ohio*

PROOF OF SERVICE

I hereby certify that a true copy of the foregoing **Motion to Dismiss**, submitted on behalf of the Staff the Public Utilities Commission of Ohio, was served via electronic mail upon the following parties of record, this 24th day of October, 2022.

/s/ Steven L. Beeler

Steven L. Beeler

Assistant Attorney General

Parties of Record:

Adam J. Bowen (Carrier)
4496 St. Rt. 35 E
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Summary: Motion to Dismiss Submitted On Behalf Of The Staff Of The Public
Utilities Commission Of Ohio electronically filed by Mrs. Kimberly M. Naeder on
behalf of PUCO