

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF BRIAN JOBE, NOTICE
OF APPARENT VIOLATION AND INTENT TO
ASSESS FORFEITURE.**

**CASE No. 22-14-TR-CVF
(OH3209302431D)**

ENTRY

Entered in the Journal on April 18, 2023

{¶ 1} Staff served a notice of preliminary determination upon Brian Jobe (Respondent) in accordance with Ohio Adm.Code 4901:2-7-12, alleging violations of the Commission's transportation regulations.

{¶ 2} On January 5, 2022, Respondent requested an administrative hearing in accordance with Ohio Adm.Code 4901:2-7-13.

{¶ 3} Respondent participated in a settlement conference with Staff on February 24, 2022, but the parties did not resolve the matter.

{¶ 4} On March 18, 2022, an Entry was issued scheduling a June 6, 2022 hearing; however, because of a conflict for Staff's counsel, the hearing was rescheduled to July 20, 2022.

{¶ 5} On July 19, 2022, the parties filed a joint motion to suspend the procedural schedule. The parties explained that settlement negotiations were continuing. The attorney examiner granted the joint motion on July 19, 2022.

{¶ 6} On January 12, 2023, counsel for Staff informed the attorney examiner that a settlement was no longer in consideration, and a January 18, 2023 Entry was issued scheduling the hearing for April 19, 2023.

{¶ 7} On April 17, 2023, counsel for Staff filed a motion for continuance and request for expedited consideration. In the motion, counsel explains that a witness for Staff, specifically the investigator who conducted the roadside inspection, is on medical leave and unavailable to appear on April 19, 2023. Counsel requests that the April 19, 2023

time that was reserved for the hearing be, instead, convened for a status conference. Counsel adds that Respondent does not object to a ruling on an expedited basis.

{¶ 8} The attorney examiner finds reasonable the request for continuance and expedited consideration. Accordingly, the request is granted, the hearing will be continued to a date to be determined by future entry, as is necessary, and a status conference is scheduled for April 19, 2023 at 11:00 a.m. Interested persons can access the status conference through a Teams invitation or by dialing 614-721-2972 and entering conference code 458 183 861#.

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That the hearing be continued, as is necessary, to a date to be determined by future entry as indicated in Paragraph 8. It is, further,

{¶ 11} ORDERED, That a status conference be scheduled for 11:00 a.m. on April 19, 2023, as indicated in Paragraph 8. It is, further,

{¶ 12} ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/James M. Lynn

By: James M. Lynn
Attorney Examiner

PAS/dr

**This foregoing document was electronically filed with the Public Utilities
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in

Case No(s). 22-0014-TR-CVF

Summary: Attorney Examiner Entry that the hearing be continued, as is necessary, to a date to be determined by future entry and that a status conference be scheduled for 11:00 a.m. on April 19, 2023, as indicated in Paragraph 8 electronically filed by Debbie S. Ryan on behalf of James M. Lynn, Attorney Examiner, Public Utilities Commission of Ohio.