

PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of Nicholas Guerry :Case No.
Notice of Apparent Violation :22-68-TR-CVF
and Intent to Assess Forfeiture. :

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PROCEEDINGS

Before Jacky St. John and Isabel Marcelletti,
Attorney Examiners, held at the offices of the
Public Utilities Commission of Ohio, 180 East
Broad Street, Hearing Room 11-A, Columbus, Ohio,
on Tuesday, June 6, 2023, at 11:00 A.M.

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Armstrong & Okey, Inc.
222 East Town Street, 2nd Floor
Columbus, Ohio 43215
(614) 224-9481 - (800) 223-9481

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1 APPEARANCES:

2 Mr. Nicholas Guerry
3 517 Laurel Avenue
4 Hamilton, Ohio 45015

5 Appearing Pro se.

6 Mr. Robert Eubanks
7 Assistant Attorney General
8 30 East Broad Street, 16th Floor
9 Columbus, Ohio 43215

10 On behalf of the Staff of the
11 Public Utilities Commission
12 of Ohio.
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Tuesday Morning,
June 6, 2023.

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ATTORNEY EXAMINER ST. JOHN: The
Public Utilities Commission of Ohio as set for
hearing at this time and place Case No.
22-68-TR-CVF which is captioned In the Matter of
Nicholas Guerry Notice of Apparent Violation and
Intent to Assess Forfeiture.

Good morning everyone. My name is
Jacky St. John, and with me is Issy Marcelletti
and we are the Attorney Examiners assigned by
the Commission to hear this case. And at this
time we will take appearances of the parties.
First on behalf of Staff.

MR. EUBANKS: Yes, your Honor.
Robert Eubanks on behalf Of staff, Assistant
Attorney General, 30 East Broad Street, 26th
Floor, Columbus, Ohio 43215.

ATTORNEY EXAMINER ST. JOHN: Thank
you. And, Mr. Guerry, will please provide your
name and address for the record?

MR. GUERRY: Nicholas Guerry, 517
Laurel Avenue, Hamilton 45015.

ATTORNEY EXAMINER ST. JOHN: Thank

1 you. Before we went on the record this morning
2 we have been informed that the parties have been
3 engaging in settlement conversations and
4 document exchanges which may make the hearing
5 today a little superfluous. So, Mr. Eubanks,
6 would you like to speak to that and make any
7 requests on that point?

8 MR. EUBANKS: Yes, your Honor. The
9 parties would like to make a joint motion for
10 continuance based off of documentation that we
11 recently received from the Respondent, and the
12 ability to possibly settle the case if we were
13 given additional time to do so.

14 What we are planning on having
15 happen is within the next month for the
16 Respondent to give us that additional
17 information, and based off of whatever
18 information we get if we needed additional time
19 we would then approach your Honors again for
20 such.

21 But right now we are looking in that
22 month period to receive some additional
23 information from the Respondent.

24 ATTORNEY EXAMINER ST. JOHN: Thank
25 you for that. And we will certainly go ahead

1 and grant that request for continuance at this
2 time.

3 Just briefly let's go off the record
4 for a few moments.

5 (DISCUSSION OFF THE RECORD)

6 ATTORNEY EXAMINER ST. JOHN: While
7 we were off the record we discussed the
8 possibility of holding another prehearing
9 conference that would serve to continue
10 settlement discussions and continue facilitating
11 document exchange between the parties.

12 We have spoken with the parties and
13 it seems that July 12th at 2:00 P.M. would work
14 for all involved. So, we will plan to schedule
15 a telephonic prehearing conference for that time
16 and date. And that will be scheduled via entry
17 as well.

18 With that, thank you all for your
19 participation today and cooperation with
20 settlement discussions. We are always happy
21 when these cases can resolve in settlement
22 rather than going to hearing and leaving things
23 fully up to another entity. If the parties can
24 work it out that is always our preference.

25 So, again thank you all for your

1 participation and for traveling. The case is
2 submitted to the record at this point and we are
3 adjourned from today's hearing. Thank you.

4 (At 11:20 A.M. the hearing was
5 concluded)

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CERTIFICATE

I do hereby certify that the foregoing
is a true and correct transcript of the
proceedings taken by me in this matter on June
6, 2023, and carefully compared with my original
stenographic notes.

Michael O. Spencer,
Registered Professional
Reporter.

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

Case No(s). 22-0068-TR-CVF

Summary: Transcript June 6th 2023, In the Matter of Nicholas Guerry Notice of Apparent Violation and Intent to Assess Forfeiture. electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Spencer, Michael O. Mr..