

FILE

22-136-TR-CVF
22-931-TR-CVF

Dear Commission:

I am writing in support of my request for a re-hearing In The Matter of Markeith Spriggs; Case Nos. 22-136-TR-CVF and 22-931-TR-CVF. On October 16, 2023, I sent a Request for Administrative Hearing, which is the subject of the Commission's November 30, 2023, Agenda. According to the Agenda for November 30, 2023, the Commission is set to determine whether the above-referenced October 16, 2023, Request for Administrative Hearing is to be accepted as a Request for a Re-Hearing.

In support thereof, I state that my request for a re-hearing was timely, as it was submitted prior to October 20, 2023. Further, I contend that the Commission failed to take into account the following evidence presented at the April 20, 2023, Hearing before the Commission:

1. The credibility of my testimony that I spoke with Trooper Lauper a second time prior to re-entering the highway after the first stop and Trooper Lauper exited his vehicle and advised me that I was free to drive and to get home to my family for Thanksgiving.
2. The lack of clarity in the inspection report which states that an ELD is not required.
3. The fact that I was operating an ELD at the time of the stop.
4. The fact that I received warnings for traffic violations related to this matter.
5. The fact that I fixed the logbook issue on-site and was not aware that I was using an older version of the application.
6. The fact that I testified that I was unsure what I was paying for when I paid a \$100 fine.
7. The fact that I testified that I was unaware that I was out of service.
8. The fact that I testified that I did not drive after I became aware that I was out of service.

Thank you for your consideration,

Markeith Spriggs

November 29, 2023

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