

ACTION: FINAL  
FILED

DATE: 10/07/2002  
08:50 AM

4112-3-09

**Report of findings.**

- (A) Written report and recommendation. ~~At the conclusion of the hearing and upon~~ Upon due consideration of the evidence adduced at the hearing and the ~~oral argument closing arguments~~ and/or briefs of the parties and the commission attorney, the ~~person or persons conducting the hearing~~ administrative law judge shall submit to the commission a written report setting forth findings of fact, ~~and~~ conclusions of law and a recommendation of action to be taken by the commission.
- (B) Objections. A copy of the written report and recommendation of the ~~person or persons conducting the hearing~~ administrative law judge shall be served on all parties and the commission's attorney no more than fifteen days after the filing of such report with the commission. Any party to a hearing and the commission's attorney may file and serve a written statement of objections to such written report and recommendation ~~on~~ with the commission's central office compliance department, ~~which written~~ Written statements of objections shall be considered by the commission before approving, modifying or disapproving ~~such the~~ the administrative law judge's recommendation. ~~Said objections~~ Objections must be filed within twenty days from the date the ~~hearing examiner's~~ administrative law judge's report was served, ~~on the parties and~~ Responses to objections must be filed within fourteen days from the date the objections were served. Objections and responses to objections must be served on all ~~opposing parties and the hearing examiner.~~
- (C) Consideration of written report and recommendation. The commission shall consider the written report and recommendation of the ~~person or persons conducting the hearing~~ administrative law judge at any regular or special meeting ~~held not less than twenty days after the date of service of such report and recommendation upon all parties as required by paragraph (B) of this rule.~~ The commission may approve, modify or disapprove the written report and recommendation of the ~~person or persons conducting the hearing~~ administrative law judge and shall issue its order accordingly.

Replaces: 4112-3-09

Effective: 10/17/2002

R.C. 119.032 review dates: 8/1/2002 and 08/01/2007

CERTIFIED ELECTRONICALLY

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Certification

10/07/2002 08:50 AM

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Date

Promulgated Under: 119.03  
Statutory Authority: 4112.04(A)(4)  
Rule Amplifies: 4112.04, 4112.05  
Prior Effective Dates: 11/15/1977, 7/12/1989,  
1/11/1998