

Cameron Law Firm, LLC

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205 B North Main Street P. O. Box 196 Anna, Illinois 62906

Elvis C. Cameron Attorney-At-Law

> John Therriault, Clerk Illinois Pollution Control Board James R. Thompson Center 100 West Randolph St., Suite 11-500 Chicago, IL 60601

Illinois Environmental Protection Agency 1021 North Grand Avenue Eastt P.O. Box 19276 Attn: Michelle M. Ryan Springfield, IL 62794-9276 Natalie B. Hatfield Attorney-At-Law

April 10, 2015

APR 1 3 2015

STATE OF ILLINOIS

RE: Illinois Environmental Agency v. Gerald Cain and Eddie Jones IEPA File No. 73-15-AC, 1818645005 (PETITION FOR REVIEW)

Dear Ms. Ryan and Mr. Therriault:

PETITION FOR REVIEW

I am writing on behalf of Collin Cain, who is the duly appointed agent under a Power of Attorney for Property for Gerald Cain, dated December 12, 1997, a copy attached hereto. As a basis for the Petition For Review, please consider the following:

- 1) Gerald Cain does not own the personal property which is subject of this alleged violation;
- 2) Gerald Cain did not cause the alleged pollution to the real property;
- 3) The allege violation is a result of an uncontrollable situation and circumstances that Gerald Cain could have no impact;
- 4) The property is in a very remote location that Gerald Cain could have no casual observation to allow any attempt to influence the owner.
- 5) Gerald Cain has suffered a stroke and cannot speak, write, drive or otherwise have any control over Eddie Jones.

Thank you in advance for your consideration on this Petition for Review. Please direct all correspondence to this office. Should you have questions, I may be reached at (618) 833-2220.

CAMERON LAW FIRM, LLC

Elvis C. Cameron Attorney for Collin Cain,

Power of Attorney for Gerald Cain

Cc: Collin Cain



ILLINOIS STATUTORY SHORT FORM POWER OF ATTORNEY FOR PROPIRTY

(NOTICE: THE PURPOSE OF THIS POWER OF A LICENSEY IS TO GIVE THE PERSON YOU DESIGNATE (YOUR "AGENT") BROAD PO'VERS TO HANDLE YOUR PROPERTY. WHICH MAY INCLUDE POWERS TO PLEDGE, SELL OR OTHERWISE DISPOSE OF ANY REAL OR PERSONAL PROPERTY WITHOUT AD ANCE NOTICE TO YOU OR APPROVAL BY YOU. THIS FORM DOES NOT IMPOSE A DUTY ON YOUR AGENT TO EXERCISE GRANTED POWERS; BUT WHEN POWERS ARE EXERCISED, YOUR AGENT WILL HAVE TO USE DUE CARE TO ACT FOR YOUR BENEFIT AND IN ACCORDANCE WITH THIS FORM AND KEEP A RECORD OF RECEIPTS, DISBURSEMENTS AND SIGNIFICANT ACTIONS TAKEN AS AGENT. A COURT CAN TAKE AWAY THE POWERS OF YOUR AGENT IF IT FINDS THE AGENT IS NOT ACTING PROPERLY. YOU MAY NAME SUCCESSOR AGENTS UNDER THIS FORM BUT NOT CO-AGENTS. UNLESS YOU EXPRESSLY LIMIT THE DURATION OF THIS POWER IN THE MANNER PROVIDED BELOW, UNTIL YOU REVOKE THIS POWER OR A COURT ACTING ON YOUR BEHALF TERMINATES IT, YOUR AGENT MAY EXERCISE THE POWERS GIVEN HERE THROUGHOUT YOUR LIFETIME, EVEN AFTER YOU BECOME DISABLED. THE POWERS YOU GIVE YOUR AGENT ARE EXPLAINED MORE FULLY IN SECTION 3-4 OF THE ILLINOIS "STATUTORY SHORT FORM POWER OF ATTORNEY FOR PROPERTY LAW" OF WHICH THIS FORM IS A PART (SEE ATTACHMENT). THAT LAW EXPRESSLY PERMITS THE USE OF ANY DIFFERENT FORM OF POWER OF ATTORNEY YOU MAY DESIRE. IF THERE IS ANYTHING ABOUT THIS FORM THAT YOU DO NOT UNDERSTAND, YOU SHOULD ASK A LAWYER TO EXPLAIN IT TO YOU).

POWER OF ATTORNEY made December 12, 1997.

I, Gerald Cain, of Union County, Illinois, hereby appoint Evelyn Cain, as my attorney-in-fact (my "agent") to act for me ar 1 in my name (in any way I could act in person) with respect to the following powers, as defined in Section 3-4 of the "Statutory Short Form Power of Attorney for Property Law' (including all amendments), but subject to any limitations on or additions to the specified powers inserted in paragraph 2

(YOU MUST STRIKE OUT ANY ONE OR MORE OF THE FOLLOWING CATEGORIES OF POWERS YOU DO NOT WANT YOUR AGENT TO HAVE. FAILURE TO STRIKE THE TITLE OF ANY CATEGORY WILL CAUSE THE POWERS DESCRIBED IN THAT CATEGORY TO BE GRANTED TO THE AGENT. TO STRIKE OUT A CATEGORY YOU MUST DRAW A LINE THROUGH THE TITLE OF THAT CATEGORY).

- Real estate transactions. (a)
- Financial institution transactions. (b) (c)
- Stock and bond transactions. (d)
- Tangible personal property transactions. (e)
- Safe deposit box transactions.
- Insurance and annuity transaction: (f)
- Retirement plan transactions. (g) (h)
- Social Security, employment and military service benefits. (i)
- (j) Claims and litigation.

- (k) Commodity and option transactions.
- Business operations. (1)
- (m) Borrowing transactions.
- (n) Estate transactions.
- (o) All other property powers and transactions.

· (LIMITATIONS ON AND ADDITIONS TO THE AGENT'S POWERS MAY BE INCLUDED IN THIS POWER OF ATTORNEY IF THEY ARE SPECIFICALLY DESCRIBED BELOW).

- The powers granted above shall not include the following powers or shall be modified or limited in the following particulars (here you may include any specific limitations you deem appropriate, such as a prohibition or conditions on the sale of particular stock or real estate or special rules on borrowing by the agent):
- 3.(90)In addition to the powers granted above, I grant my agent the following powers (here you may add any other delegable powers including, without limitation, power to make gifts, exercise powers of appointment, name or change beneficiaries or joint tenants or revoke or amend any trust specifically referred to below): to make gifts up to the amount of \$10,000.00 per year per person to my descendants; and to transfer any property owned by me individually into any trust created by me.

(YOUR AGENT WILL HAVE AUTHORITY TO EMPLOY OTHER PERSONS AS NECESSARY TO ENABLE THE AGENT TO PROPERLY EXERCISE THE POWERS GRANTED IN THIS FORM, BUT YOUR AGENT WILL HAVE TO MAKE ALL DISCRETIONARY DECISIONS. IF YOU WANT TO GIVE YOUR AGENT THE RIGHT TO DELEGATE DISCRETIONARY DECISION-MAKING POWERS TO OTHERS, YOU SHOULD KEEP THE NEXT SENTENCE, OTHERWISE IT SHOULD BE STRUCK OUT).

My agent shall have the right by written instrument to delegate any or all of the foregoing powers involving discretionary decision-making to any person or persons whom my agent may select, but such delegation may be amended or revoked by any agent (including any successor) named by me who is acting under this power of

(YOUR AGENT WILL BE ENTITLED TO REIMBURSEMENT FOR ALL REASONABLE EXPENSES INCURRED IN ACTING UNDER THIS POWER OF ATTORNEY. STRIKE OUT THE NEXT SENTENCE IF YOU DO NOT WANT YOUR AGENT TO ALSO BE ENTITLED TO REASONABLE COMPENSATION FOR SERVICES AS AGENT).

My agent shall be entitled to reasonable compensation for services rendered as agent under this power of attorney.

(THIS POWER OF ATTORNEY MAY BE AMENDED OR REVOKED BY YOU AT ANY TIME AND IN ANY MANNER. ABSENT AMENDMENT OR REVOCATION, THE AUTHORITY GRANTED IN THIS POWER OF ATTORNEY WILL BECOME EFFECTIVE AT THE TIME THIS POWER IS SIGNED AND WILL CONTINUE UNTIL YOUR DEATH UNLESS A LIMITATION ON THE BEGINNING DATE OR DURATION IS MADE BY INITIALING AND

- 6.(Qc) This power of attorney shall become effective on the date my treating physician certifies in writing that I am unable to give prompt and intelligent consideration to business matters. (Insert a future date or event, such as court determination of your disability, when you want this power to first take effect.)

(IF YOU WISH TO NAME SUCCESSOR AGENTS, INSERT THE NAME(S) AND ADDRESS(ES) OF SUCH SUCCESSOR(S) IN THE FOLLOWING PARAGRAPH).

8.(J.C)If any agent named by me shall die, become incompetent, resign or refuse to accept the office of agent, I name the following (each to act alone and successively, in the order named) as successor(s) to such agent: Collin Cain, Beverly Earnhart.

For purposes of this paragraph 8, a person shall be considered to be incompetent if and while the person is a minor or an adjudicated incompetent or disabled person or the person is unable to give prompt and intelligent consideration to business matters, as certified by a licensed physician. (IF YOU WISH TO NAME YOUR AGENT AS GUARDIAN OF YOUR ESTATE, IN THE EVENT A COURT DECIDES THAT ONE SHOULD BE APPOINTED, YOU MAY, BUT ARE NOT REQUIRED TO, DO SO BY RETAINING THE FOLLOWING PARAGRAPH. THE COURT WILL APPOINT YOUR AGENT IF THE COURT FINDS THAT SUCH APPOINTMENT WILL SERVE YOUR BEST INTERESTS AND WELFARE. STRIKE OUT PARAGRAPH 9 IF YOU DO NOT WANT YOUR AGENT TO ACT

- 9. If a guardian of my estate (my property) is to be appointed, I nominate the agent acting under this power of attorney as such guardian, to serve without bond or security.
- 10. I am fully informed as to all the contents of this form and understand the full import of this grant of powers to my agent.

Signed

Gerald Cain - Principal

(YOU MAY, BUT ARE NOT REQUIRED TO, REQUEST YOUR AGENT AND SUCCESSOR AGENTS TO PROVIDE SPECIMEN SIGNATUR S BELOW. IF YOU INCLUDE SPECIMEN SIGNATURES IN THIS POWER OF ATTORNEY, YOU MUST COMPLETE THE CERTIFICATION OPPOSITE THE SIGNATURE SOF THE AGENTS).

TOO WOST COMPLETE THE	
Specimen signatures of agent (and successors)	I certify that the signatures of my agent (and successors) are correct.
Evelyn Cain - Agent	Gerald Cain - Principal
Collin O.	
Collin Cain - Successor Agent	Gerald Cain - Principal
Beverly Earnhart - Successor Agent	Gerald Cain - Principal Gerald Cain - Principal Gerald Cain - Principal
	Geraid Cain - Principal
(THIS POWER OF ATTORNEY WILL NOT BE EFFECTIVE UNLESS IT IS NOTARIZED,	
STATE OF ILLINOIS)	
COUNTY OF JACKSON) ss.	
The undersigned, a notary public in and for the above county and state, certifies that Gerald Cain, known to me to be the same person whose name is subscribed as principal to the foregoing power of attorney, appeared before me in person and acknowledged signing and delivering the instrument as the free and voluntary act of the principal, for the uses and purposes therein set forth (and certified to the correctness of the signature(s) of the agent(s)).	
Dated: December 12, 1997.	
This document prepared by:	Notary Public
William L. Broom III BARRETT, TWOMEY, MORRIS, BROOM & HUC Attorneys at Law 100 North Illinois Avenue P.O. Box 3747	GHES

Carbondale, IL 62902-3747

Tel: (618) 457-0437

ATTACHMENT TO POWER OF ATTORNEY FOR PROPERTY

Section 3-4. Explanation of powers granted in the statutory short form power of attorney for property. This Section defines each category of powers listed in the statutory short form power of attorney for property and the effect of granting powers to an agent. When the title of any of the following categories is retained (not struck out) in a statutory property power form, the effect will be to grant the agent all of the principal's rights, powers and discretions with respect to the types of property and transactions covered by the retained category, subject to any limitations on the granted powers that appear on the face of the form. The agent will have authority to exercise each granted power for and in the name of the principal with respect to all of the principal's interests in every type of property or transaction covered by the granted power at the time of exercise, whether the principal's interests are direct or indirect, whole or fractional, legal, equitable or contractual, as a joint tenant or tenant in common or held in any other form; but the agent will not have power under any of the statutory categories (a) through (o) to make gifts of the principal's property, to exercise powers to appoint to others or to change any beneficiary whom the principal has designated to take the principal's interests at death under any will, trust, joint tenancy, beneficiary form or contractual arrangement. The agent will be under no duty to exercise granted powers or to assume control of or responsibility for the principal's property or affairs; but when granted powers are exercised, the agent will be required to use due care to act for the benefit of the principal in accordance with the terms of the statutory property power and will be liable for negligent exercise. The agent may act in person or through others reasonably employed by the agent for that purpose and will have authority to sign and deliver all instruments, negotiate and enter into all agreements and do all other acts reasonably necessary to implement the exercise of the powers granted to the agent.

- Real estate transactions. The agent is authorized to buy, sell, exchange, rent and lease real estate (which term includes, vithout limitation, real estate subject to a land trust and all beneficial interests in and powers of direction under any land trust); collect all rent, sale proceeds and earnings from real estate; convey, assign and accept title to real estate; grant easements, create conditions and release rights of homestead with respect to real estate; create land trusts and exercise all powers under land trusts; hold, possess, maintain, repair, improve, subdivide, manage, operate and insure real estate; pay, contest, protest and compromise real estate taxes and assessments; and, in general, exercise all powers with respect to real estate which the principal could if present and
- Financial institution transactions. The agent is authorized to: open, close, continue and control all accounts and deposits in any type of financial institution (which term includes, without limitation, banks, trust companies, savings and building and loan associations, credit unions and brokerage firms); deposit in and withdraw from and write checks on any financial institution account or deposit; and, in general, exercise all powers with respect to financial institution transactions which the principal could if
- Stock and bond transactions. The agent is authorized to: buy and sell all types of securities (which term includes, without limitation, stocks, bonds, mutual funds and all other types of investment securities and 'inancial instruments); collect, hold and safekeep all dividends, interest, earnings, proceeds of sale, distributions, shares, certificates and other evidences of ownership paid or distributed with respect to securities; exercise

all voting rights with respect to securities in pe son or by proxy, enter into voting trusts and consent to limitations on the right to vote; and, in general, exercise all powers with respect to securities which the principal could if present and under no disability.

- Tangible personal property transactions. The agent is authorized to: buy and sell, lease, exchange, collect, possess and take title to all tangible personal property; move, store, ship, restore, maintain, repair, improve, manage, preserve, insure and safekeep tangible personal property; and, in general, exercise all powers with respect to tangible personal property which the principal could if present and under no disability.
- Safe deposit box transactions. The agent is authorized to: open, continue and have access to all safe deposit boxes; sign, renew, release or terminate any safe deposit contract; drill or surrender any safe deposit box; and, in general, exercise all powers with respect to safe deposit matters which the principal could if present and
- Insurance and annuity transactions. The agent is authorized to: procure, acquire, continue, renew, terminate or otherwise deal with any type of insurance or annuity contract (which terms include, without limitation, life, accident, health, disability, automobile casualty, property or liability insurance); pay premiums or assessments on or surrender and collect all distributions, proceeds or benefits payable under any insurance or annuity contract; and, in general, exercise all powers with respect to insurance and annuity contracts which the principal could if present and under no disability.
- Retirement plan transactions. The agent is authorized to: contribute to, withdraw from and deposit funds in any type of retirement plan (which term includes, without limitation, any tax qualified or nonqualified pension, profit sharing, stock bonus, employee savings and other retirement plan, individual retirement account, deferred compensation plan and any other type of employee benefit plan); select and change payment options for the principal under any retirement plan; make roll-over contributions from any retirement plan to other retirement plans or individual retirement accounts; exercise all investment powers available under any type of self-directed retirement plan; and, in general, exercise all powers with respect to retirement plans and retirement plan account balances which the principal could if present and under no disability.
- Social Security, unemployment and military service benefits. The agent is authorized to: prepare, sign and file any claim or application for Social Security, unemployment or military service benefits; sue for, settle or abandon any claims to any benefit or assistance under any federal, state, local or foreign statute or regulation; control, deposit to any account, collect, receipt for, and take title to and hold all benefits under any Social Security, unemployment, military service or other state, federal local or foreign statute or regulation; and, in general, exercise all powers with respect to Social Security, unemployment, military service and governmental benefits which the principal
- Tax matters. The agent is authorized to: sign, verify and file all the principal's federal, state and local income, gift estate, property and other tax returns, including joint returns and declarations of estimated tax; pay all taxes; claim, sue for and receive all tax refunds; examine and copy all the principal's ta: returns and records; represent the principal before any federal, state or local reverue agency or taxing body and sign and deliver all tax powers of attorney on behalf of the principal that may be necessary for such

purposes; waive rights and sign all documents on behalf of the principal as required to settle, pay and determine all tax liabilities; and, in general, exercise all powers with respect to tax matters which the principal could if present and under no disability.

- (j) Claims and litigation. The agent is authorized to: institute, prosecute, defend, abandon, compromise, arbitrate, settle and dispose of any claim in favor of or against the principal or any property interests of the principal; collect and receipt for any attorneys and others and enter into contingency agreements and other contracts as to claims and litigation which the principal could if present and under no disability.
- (k) Commodity and option transactions. The agent is authorized to: buy, sell, exchange, assign, convey, settle and exercise commodities futures contracts and call and put options on stocks and stock indices traded on a regulated options exchange and collect and receipt for all proceeds of any such transactions; establish or continue option accounts for the principal with any securities or futures broker; and, in general, exercise and under no disability.
- (l) Business operations. The agent is authorized to: organize or continue and conduct any business (which term includes, without limitation, and farming, manufacturing, service, mining, retailing or other type of business operation) in any form, whether as a proprietorship, joint venture, partnership, corporation, trust or other legal control, supervise, manage or participate in the operation of any business; direct, compensate and discharge business managers, employees, agents, attorneys, accountants and operations which the principal could if present and under no disability.
- (m) Borrowing transactions. The agent is authorized to: borrow money; mortgage or pledge any real estate or tangible or intangible personal property as security for such purposes; sign, renew, extend, pay and satisfy any notes or other forms of obligation; and, in general, exercise all powers with respect to secured and unsecured borrowing which the principal could if present and under no disability.

(THE NAME AND ADDRESS OF THE PERSON PREPARING THIS FORM SHOULD BE INSERTED IF THE AGENT WILL HAVE POWER TO CONVEY ANY INTEREST IN REAL ESTATE).

CERTIFICATE OF DEATH ------ NUMBER 393. 8660 be, or Print in DECEASED-NAME MANENT INK ie Coroner's MIDDLE nergi Directors Evelyn COUNTY OF DEATH andbook for DATE OF DEATH (MONTH, DAY, YEAR) Pauline Cain | 2.Female | 3. August 21, 2006 Cain TRUCTIONS AGE-LAST BIRTHDAY (YRS) 5a. 79 Union CITY, TOWN, TWP, OR ROAD DISTRICT NUMBER HOSPITAL OR OTHER INSTITUTION—NAME (IF NOT IN EITHER, GIVE STREET AND NUMBER) 5d. March 10, 1927 Anna BIRTHPLACE (CITY AND STATE OR FOREIGN COUNTRY) 66.127 Turner Ave. CEASED MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (SPECIFY) IFHOSP, OR INST, INDICATE D.O.A., OPIEMER, RM, INPATIENT (SPECIFY) Alto Pass, NAME OF SURVIVING SPOUSE (MAIDENNAME, IF WIFE) SOCIAL SECURITY NUMBER Married USUAL OCCUPATION Gerald E. Cain 10.355-22-7938 WAS DECEASED EVER IN U.S. ARMED FORCES? (YES/NO) KIND OF BUSINESS OR INDUSTRY RESIDENCE (STREET AND NUMBER) Housewife EDUCATION (SPECIFY ONLY HIGHEST GRADE COMPLETED) Elementary/Secondary (0-12) College (1-4cr 5+) 116. Own Home 13a. 127 Turner Ave. CITY, TOWN, TWP, OR ROAD DISTRICT NO. INSIDE CITY ZIPCODE 13b. RACE (WHITE, BLACK, AMERICAN INDIAN, etc.) (SPECIFY) 13eIllinois (YES/NO) OF HISPANIC ORIGIN? (SPECIFY NO OR YES-IF YES, SPECIFY CUBAN, MEXICAN, PUERTORICAN, etc.) 52906 FATHER-NAME RENTS White MIDDLE INFORMANT'S NAME (TYPE OR PRINT) SPECIFY: MOTHER-NAME Smith FIRST Gerald E. Cain (MAIDEN) LAST Opal RELATIONSHIP 18. PARTI. MAILING ADDRESS (STREET AND NO. OR R. P.D., CITY OR TOWN, STATE, ZIP) Enter the diseases, injuries, or complications that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest, shock or hearf failure. List only one cause on each line. 17c. 127 Turner Ave., Anna, Il. 62906 Immediate Cause (Final disease or condition resulting in death) End Stage Parkinson DUE TO PRASA CONSEQUENCE OF APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH CONDITIONS, IF ANY WHICH GIVE RISE TO IMMEDIATE CAUSE (a) STATING THE UNDERLYING Breast Cancer DUE TO, OR AS A CONSEQUENCE OF USE. CAUSE LAST. PART II. Other significant conditions contributing to death but not resulting in the underlying cause given in PART I. NATURAL, ACCIDENT, HOMICIDE, SUICIDE, UNDETERMINED, (SPECIFY) DATE OF INJURY (MONTH, DAY, YEAR) 20a. Natural AUTOPSY (YES/NO) 19a. NO INJURY AT WORK HOUR TION OF CAUSE OF DEATH? (YES HO) HOW INJURY OCCURRED (ENTER NATURE OF INJURY MENTIONED IN PLACE OF INJURY (AT HOME, FARM, STREET, FACTORY, OFFICE BUILDING, ETC.) (SPECIFY) LOCATION (CITY, VIL. OR TOWN; OR TWP.; OR RD. DIST. NO., COUNTY, STATE) CERTIFY THAT IN MY OPINION BASED UPON MY INVESTIGATION AND/OR THE INQUISITION, THIS DEATH OCCURRED ON THE DATE, AT THE PLACE AND DUE TO THE CAUSE(S) STATED, AND THAT IFFEMALE, WAS THERE A PREG-NANCY IN PAST THREE MONTHS? GORONER'S - MEDIGAL EXAMINER'S SIGNATURE THE DECEDENT WAS PRONOUNCED DEAD ON FJER 20h. YES NO 1 2006 CORONER'S PHYSICIAM NAME (Type or Print) Aug 21c. 4:30 (MONTH, DAY, YEAR) DATE SIGNED BURIAL, CREMATION, REMOVAL (SPECIFY) 22b. Aug. CEMETERY OR CREMATORY-NAME 22, 2006 DATE SIGNED 24a. Burial (MONTH, DAY, YEAR) FUNERAL HOME LOCATION TION Anna City CITY OR TOWN NAME Rendleman Fune Anna Illinois FUNERAL DIRECTOR'S SIG (MONTH DAY, YEAR) 24dAug. 24, Homes CITY OF TOWN P.O. Box 633 2006 IIFUNERAL DIRECTOR'S ILLINOIS LICENSE NUMBER 62906 25c. 034-010845 DATE FILED BY LOCAL REGISTRAR (MONTH, DAY, YEAR) Illinois Department of Public Health—Division of Vital Records HEREBY CERTIFY THAT the foregoing is a true and correct copy of the death record for (BASED ON 1989 U.S. STANDARD CERTIFICATE) e decedent named at Item 1 and that this record was established and filed in my office accordance with the provisions of the Illinois statutes relating to the registration births, stillbirths and deaths. Jonesboro, Illinois

SIGNED: Bolly Joles F.
Official Title: Union County Clerk