ILLINOIS POLLUTION CONTROL BOARD
July 23, 2026

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 26-33
	)	(Enforcement - Water)
PARAGON PORK, INC., an Illinois corporation,	)	
	)	
	)	
Respondent.	)	

OPINION AND ORDER OF THE BOARD (by M. Gibson):

On October 30, 2025, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed an eight-count complaint against Paragon Pork, Inc. (Paragon Pork) and Kintzle Construction, Inc. (Kintzle Construction). The complaint concerns the farrow-to-wean swine operation by Paragon Pork at 101 South Stone Hill Road in Chana, Ogle County, and land application of Paragon Pork's livestock waste by Kintzle Construction onto Paragon Pork's fields. The Board previously accepted a stipulation and proposal for settlement between the People and Kintzle Construction. The People and Paragon Pork now seek to settle without a hearing. For the reasons below, the Board accepts the parties' stipulation and proposed settlement.

Under the Environmental Protection Act (Act) (415 ILCS 5 (2024)), the Attorney General and the State's Attorneys may bring actions before the Board to enforce Illinois' environmental requirements on behalf of the People. *See* 415 ILCS 5 (2024); 35 Ill. Adm. Code 103. In this case, the People allege that Paragon violated the following provisions of the Act and Board regulations:

Count I: Water Pollution in Violation of Section 12(a) of the Act, 415 ILCS 5/12(a) (2024).

Count II: Creating a Water Pollution Hazard in Violation of Section 12(d) of the Act, 415 ILCS 5/12(d) (2024).

Count III: Discharge of Contaminants Without a National Pollutant Discharge Elimination System (NPDES) Permit in Violation of Sections 12(f) of the Act, 415 ILCS 5/12 (f) (2024), and Sections 309.102(a) and 502.101(a) of the Board's Regulations, 35 Ill. Adm. Code 309.102(a) and 502.101(a).

Count IV: Creating Offensive Conditions in Violation of Section 12(a) of the Act, 415 ILCS 5/12(a) (2024), and Section 302.203 of the Board's Water Pollution Regulations, 35 Ill. Adm. Code 302.203.

Count V: Exceeding Dissolved Oxygen and Ammonia Nitrogen Water Quality Standard in Violation of Section 12(a) of the Act, 415 ILCS 5/12(a) (2024), and Sections 302.206(b)(2)(A), 302.212(a), and 302.212(c)(1) of the Board's Water Pollution Regulations, 35 Ill. Adm. Code 302.206(b)(2)(A), 302.212(a), and 302.212(c)(1).

Count VI: Livestock Waste Handling Violations in Violation of Sections 12(a) and (d) of the Act, 415 ILCS 5/12(a) (2024), and Section 501.401(d) and (e) of the Board's Agriculture Related Pollution Regulations, 35 Ill. Adm. Code 501.401(d) and (e).

Count VII: Applied a Quantity of Livestock Waste that Exceeded Practical Limits Determined by Field Conditions in Violation of Sections 12(a) of the Act, 415 ILCS 5/12(a) (2024), and Section 501.405(a) of the Board's Agriculture Related Pollution Regulations, 35 Ill. Adm. Code 501.405(a).

Count VIII: Livestock Waste Land Application in Violation of Section 12(a) of the Act, 415 ILCS 5/12(a) (2024), and Sections 502.510(b)(11) and (13) of the Board's Agriculture Related Pollution Regulations, 35 Ill. Adm. Code 502.510(b)(11) and (13).

On June 1, 2026, the People and Paragon Pork filed a stipulation and proposed settlement, accompanied by a request for relief from the hearing requirement of Section 31(c)(1) of the Act (415 ILCS 5/31(c)(1) (2024)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2024)), which requires that the public have an opportunity to request a hearing whenever the State and a respondent propose settling an enforcement action without a public hearing. *See* 35 Ill. Adm. Code 103.300(a). The Board provided notice of the stipulation, proposed settlement, and request for relief. The newspaper notice was published in the *Ogle County Life* on June 10, 2026. The Board did not receive any requests for hearing. The Board grants the parties' request for relief from the hearing requirement. *See* 415 ILCS 5/31(c)(2) (2024); 35 Ill. Adm. Code 103.300(b).

Section 103.302 of the Board's procedural rules sets forth the required contents of stipulations and proposed settlements. *See* 35 Ill. Adm. Code 103.302. These requirements include stipulating to facts on the nature, extent, and causes of the alleged violations and the nature of Paragon Pork's operations. Section 103.302 also requires that the parties stipulate to facts called for by Section 33(c) of the Act (415 ILCS 5/33(c) (2024)), which bears on the reasonableness of the circumstances surrounding the alleged violations. Paragon Pork does not affirmatively admit the alleged violations. The stipulation also addresses the factors of Section 42(h) of the Act (415 ILCS 5/42(h) (2024)), which may mitigate or aggravate the civil penalty amount. Under the proposed settlement Paragon Pork agrees to pay a civil penalty of $17,500 within 30 days after the date of this order. The People and Paragon Pork have satisfied Section 103.302. The Board accepts the stipulation and proposed settlement.

This opinion constitutes the Board's findings of fact and conclusions of law.

ORDER

1. The Board accepts and incorporates by reference the stipulation and proposed settlement.

2. Paragon Pork must pay a civil penalty of $17,500 no later than Monday, August 24, 2026, which is the first business day following the 30th day after the date of this order. Paragon Pork must pay the civil penalty by certified check or money order payable to the Illinois Environmental Protection Agency for deposit into the Environmental Protection Trust Fund. The case name and case number must appear on the certified check or money order.

3. Paragon Pork must submit payment of the civil penalty to:

   Illinois Environmental Protection Agency
   Fiscal Services Division
   2520 W. Iles Ave.
   P.O. Box 19276
   Springfield, II 62794-9276

   Paragon Pork must send a copy of the certified check, money order, and any transmittal letter to:

   Rebecca Kanz
   Assistant Attorney General
   Environmental Bureau
   Illinois Attorney General's Office
   115 S. LaSalle Street, Suite 2300
   Chicago, Illinois 60603
   Rebecca.Kanz@ilag.gov

4. Penalties unpaid within the time prescribed will accrue interest under Section 42(g) of the Environmental Protection Act (415 ILCS 5/42(g) (2024)) at the rate set forth in Section 1003(a) of the Illinois Income Tax Act (35 ILCS 5/1003(a) (2024)).

5. Paragon Pork must cease and desist from future violations of the Act and Board Regulations that were the subject matter of the Complaint.

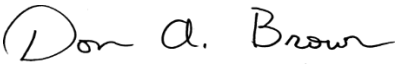
IT IS SO ORDERED.

Section 41(a) of the Environmental Protection Act provides that final Board orders may be appealed directly to the Illinois Appellate Court within 35 days after the Board serves the order. 415 ILCS 5/41(a) (2024); *see also* 35 Ill. Adm. Code 101.300(d)(2), 101.906, 102.706. Illinois Supreme Court Rule 335 establishes filing requirements that apply when the Illinois

Appellate Court, by statute, directly reviews administrative orders. 172 Ill. 2d R. 335. The Board's procedural rules provide that motions for the Board to reconsider or modify its final orders may be filed with the Board within 35 days after the order is received. 35 Ill. Adm. Code 101.520; *see also* 35 Ill. Adm. Code 101.902, 102.700, 102.702. Filing a motion asking that the Board reconsider this final order is not a prerequisite to appealing the order. 35 Ill. Adm. Code 101.902.

<table>
<tr><th colspan="2">Names and Addresses for Receiving Service of
Any Petition for Review Filed with the Appellate Court</th></tr>
<tr><th>Parties</th><th>Board</th></tr>
<tr><td>Illinois Attorney General's Office
Attn: Rebecca Kanz
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115 S. LaSalle Street, Suite 2300
Chicago, IL 60603
Rebecca.Kanz@ilag.gov</td><td rowspan="2">Illinois Pollution Control Board
Attn: Don A. Brown, Clerk
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<tr><td>Paragon Pork, Inc.
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4340 Acer Grove Drive
Springfield, IL 62711
Michael.Murphy@heplerbroom.com
Lisa.Fortner@heplerbroom.com</td></tr>
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I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above opinion and order on July 23, 2026, by a vote of 4-0.



Don A. Brown, Clerk
Illinois Pollution Control Board