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AUG 6 2003

STATE OF ILLINOIS  
Pollution Control Board

**BEFORE THE ILLINOIS POLLUTION-CONTROL BOARD**

PEOPLE OF THE STATE OF )  
ILLINOIS, )  
 )  
 Complainant, )  
 )  
 v. )  
 )  
 JACOBS ENERGY CORPORATION )  
 )  
 Respondent. )

PCB 00-180

**NOTICE OF FILING**

To: Roland A. Eckert  
Law Office of Roland A. Eckert, P.C.  
222 East Wisconsin Avenue, Suite 201  
Lake Forest, IL 60045

PLEASE TAKE NOTICE that on this date I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois, COMPLAINANT'S RESPONSE TO REQUEST FOR MODIFICATION OF ORDER, a copy of which is attached hereto and herewith served upon you.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

LISA MADIGAN,  
Attorney General of the  
State of Illinois

MATTHEW J. DUNN, Chief  
Environmental Enforcement/Asbestos  
Litigation Division

BY: \_\_\_\_\_  
THOMAS DAVIS, Chief  
Assistant Attorney General  
Environmental Bureau

500 South Second Street  
Springfield, Illinois 62706  
217/782-9031  
Dated: August 1, 2003

## CERTIFICATE OF SERVICE

I hereby certify that I did on August 1, 2003, send by First Class Mail, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instruments entitled NOTICE OF FILING and COMPLAINANT'S RESPONSE TO REQUEST FOR MODIFICATION OF ORDER


To: Roland A. Eckert  
Law Office of Roland A. Eckert, P.C.  
222 East Wisconsin Avenue, Suite 201  
Lake Forest, IL 60045

and the original and ten copies by First Class Mail with postage thereon fully prepaid of the same foregoing instrument(s):

To: Dorothy Gunn, Clerk  
Illinois Pollution Control Board  
State of Illinois Center  
Suite 11-500  
100 West Randolph  
Chicago, Illinois 60601

A copy was also sent by First Class Mail with postage thereon fully prepaid

To: Brad Halloran  
Hearing Officer  
Illinois Pollution Control Board  
100 West Randolph Street  
Suite 11-500  
Chicago, IL 60601-3286

  
\_\_\_\_\_  
Thomas Davis, Chief  
Environmental Bureau  
Assistant Attorney General

This filing is submitted on recycled paper.

AUG 6 2003

PEOPLE OF THE STATE OF ILLINOIS, )  
)  
                                  Complainant, )  
)  
                                  vs. )  
)  
JACOBS ENERGY CORPORATION, )  
)  
                                  Respondent. )

STATE OF ILLINOIS  
*Pollution Control Board*

No. 00-180  
(Enforcement)

**COMPLAINANT'S RESPONSE TO REQUEST FOR MODIFICATION OF ORDER**

Complainant, PEOPLE OF THE STATE OF ILLINOIS, by LISA MADIGAN, Attorney General of the State of Illinois, hereby concurs with the Respondent's Request for Modification of Order, and states as follows:

1. The Proposal for Settlement explicitly sets forth a negotiated schedule for the payment of the agreed penalty.
2. The Board may accept, suggest revisions in, or reject the proposal for settlement, but has no authority to unilaterally alter the agreed upon terms and conditions.
3. The parties assume that the payment provision in the July 11, 2003, Order, resulted from inadvertence rather than any disagreement with the negotiated schedule for the payment of the agreed penalty.

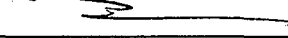
WHEREFORE, Complainant respectfully agrees that this Board ought to modify its July 11, 2003, Order.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS,

LISA MADIGAN  
Attorney General  
State of Illinois

MATTHEW J. DUNN, Chief  
Environmental Enforcement Division

BY:   
THOMAS DAVIS, Chief  
Environmental Bureau  
Assistant Attorney General

500 South Second Street  
Springfield, Illinois 62706  
217/782-9031