BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| ILLINOIS ENVIRONMENTAL |
|--------------------------|
| PROTECTION AGENCY, |
| |
| Complainant, |
| |
| v . |
| |
| GARY CLOVER d/b/a CLOVER |
| CONCRETE, |
| |
| |

AC 05-72

(IEPA No. 144-05-AC)

Respondent.

NOTICE OF FILING

To: Gary Clover 11704 North Route 37 Marion, Illinois 62959

PLEASE TAKE NOTICE that on this date I electronically filed with the Clerk of

the Pollution Control Board of the State of Illinois the following instrument(s) entitled

COMPLAINANT'S STATEMENT OF HEARING COSTS.

Respectfully Submitted,

Michelle M. Ryan Assistant Counsel

Illinois Environmental Protection Agency 1021 North Grand Avenue East P.O. Box 19276 Springfield, Illinois 62794-9276 (217) 782-5544

Dated: December 19, 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

)

| ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, |
|--|
| Complainant, |
| v. |
| GARY CLOVER d/b/a CLOVER CONCRETE, |
| Respondent. |

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AC 05-72

(IEPA No. 144-05-AC)

COMPLAINANT'S STATEMENT OF HEARING COSTS

NOW COMES the Complainant, the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY ("Illinois EPA"), by and through its attorney, Michelle M. Ryan, pursuant to 35 Ill. Adm. Code 108.502 and the Order of the Pollution Control Board ("Board") in this case dated December 6, 2007, and presents its Statement of Costs for this case as follows:

| Mileage (Springfield-Marion and return) 316 miles @ \$.445/mile | \$140.62 |
|---|----------|
| Copying/clerical/mailing fees (estimated) | \$35.00 |
| TOTAL CLAIMED: | \$175.62 |

WHEREFORE, the Complainant requests that the Board order the defendant to pay \$175.62 to Illinois EPA for its hearing costs in this case.

ILLINOIS EPA, Complainant,

DATED: December 19, 2007

MICHELLE M. RYAN Assistant Counsel 1021 North Grand Avenue East Springfield, IL 62702-4059 (217) 782-5544

STATE OF ILLINOIS COUNTY OF SANGAMON

) SS

AFFIDAVIT

I, Michelle M. Ryan, being first duly sworn upon oath, depose and state as follows:

1. I am employed by the Illinois Environmental Protection Agency ("Illinois EPA"), as Assistant Counsel for the Bureau of Land.

2. As part of my duties, I am responsible for the preparation of Administrative Citations issued by the Illinois EPA and the negotiation and litigation of appeals filed pursuant to such Administrative Citations. As part of my job experience, I have also submitted travel vouchers for reimbursement.

3. I have reviewed the Illinois EPA Division of Legal Counsel File 144-05-AC, which relates to AC 05-72, *Illinois EPA v. Gary Clover d/b/a Clover Concrete*, for the purpose of determining the costs expended by Illinois EPA.

4. I was the Illinois EPA attorney assigned to handle the hearing for AC 05-72, which was held in Marion. I was required to travel from Springfield to Salem and back for the hearing. The Illinois Department of Transportation map of the State of Illinois indicates that the distance between Springfield and Marion is 158 miles. Based on my own job experience, I am aware that the approved mileage reimbursement rate in March 2007 was \$.445 per mile.

5. As the attorney currently assigned to handle Administrative Citations, I am aware that Illinois EPA incurs costs for copying documents, preparation of documents for mailing and service, and certified and first class mailings. Based upon my review of 144-05-AC, I estimate that these

costs expended by Illinois EPA on this Administrative Citation through the hearing date approximate

\$35.00.

FURTHER AFFIANT SAYETH NOT.

Michelle M. Ryan

Subscribed and Sworn to before me this 19th day of December, 2007.

Notary Public



PROOF OF SERVICE

I hereby certify that I did on the 19th day of December, 2007, send by U.S. Mail with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled COMPLAINANT'S STATEMENT OF HEARING COSTS

To: Gary Clover 11704 North Route 37 Marion, Illinois 62959

and an electronic copy of the same foregoing instrument on the same date via electronic filing

To: John Therriault, Assistant Clerk
Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

Michelle M. Ryan Assistant Counsel

Illinois Environmental Protection Agency 1021 North Grand Avenue East P.O. Box 19276 Springfield, Illinois 62794-9276 (217) 782-5544