



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

July 29, 2009

RECEIVED  
CLERK'S OFFICE  
JUL 30 2009  
STATE OF ILLINOIS  
Pollution Control Board

John T. Therriault, Assistant Clerk  
Illinois Pollution Control Board  
James R. Thompson Center, Ste. 11-500  
100 West Randolph  
Chicago, Illinois 60601

PCB10-9

Re: ***People v. Waste Hauling Landfill, Inc., et al***

Dear Clerk:

Enclosed for filing please find the original and ten copies of a Notice of Filing, Entry of Appearance and Complaint in regard to the above-captioned matter. Please file the originals and return file-stamped copies to me in the enclosed, self-addressed envelope.

Thank you for your cooperation and consideration.

Very truly yours,

A handwritten signature in cursive script that reads "James L. Morgan".

James L. Morgan  
Environmental Bureau  
500 South Second Street  
Springfield, Illinois 62706  
(217) 782-9031

JLM/pjk  
Enclosures

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS, )
Complainant, )
vs. )
WASTE HAULING LANDFILL, INC., JERRY )
CAMFIELD, A. E. STALEY MANUFACTURING )
CO., ARCHER DANIELS MIDLAND, INC., )
ARAMARK UNIFORM SERVICES, INC., BELL )
SPORTS, INC., BORDEN CHEMICAL CO., )
BRIDGESTONE/FIRESTONE, INC., CLIMATE )
CONTROL, INC., CATERPILLAR, INC., COMBE )
LABORATORIES, INC., GENERAL ELECTRIC )
RAILCAR SERVICES CORPORATION, P & H )
MANUFACTURING, INC., TRINITY RAIL )
GROUP, INC., TRIPPLE S REFINING )
CORPORATION, and ZEXEL ILLINOIS, INC., )
Respondents. )

PCB No. 10-9
(Enforcement)

RECEIVED
CLERK'S OFFICE
JUL 30 2009
STATE OF ILLINOIS
Pollution Control Board

NOTICE OF FILING

To: WASTE HAULING LANDFILL, INC. ARAMARK UNIFORM SERVICES, INC.
c/o Jerry Camfield, Sr. C T Corporation System
2938 Oakmont Drive 208 South LaSalle St., Suite 814
Decatur, IL 62521 Chicago, IL 60604
JERRY CAMFIELD, SR. BELL SPORTS, INC.
2938 Oakmont Drive c/o Illinois Corporation Service
Decatur, IL 62521 801 Adlai Stevenson Dr.
Springfield, IL 62703
A. E. STALEY MANUFACTURING CO. BORDEN CHEMICAL CO.
c/o C T Corporation System c/o Prentice Hall Corporation
208 South LaSalle St., Suite 814 33 North LaSalle St.
Chicago, IL 60604 Chicago, IL 60602
ARCHER DANIELS MIDLAND, INC. BRIDGESTONE FIRESTONE, INC.
c/o C T Corporation System c/o C T Corporation System
208 South LaSalle St., Suite 814 208 South LaSalle St., Suite 814
Chicago, IL 60604 Chicago, IL 60604
CLIMATE CONTROL, INC. CATERPIILLAR, INC.
c/o Charles A. Demirjian, R.A. c/o C T Corporation System
225 N. Water Street 208 South LaSalle St., Suite 814
Decatur, IL 62523 Chicago, IL 60604

COMBE LABORATORIES, INC.  
c/o C T Corporation System  
208 South LaSalle St., Suite 814  
Chicago, IL 60604

GENERAL ELECTRIC RAILCAR SERVICES  
CORPORATION  
c/o C T Corporation System  
208 South LaSalle St., Suite 814  
Chicago, IL 60604

P & H MANUFACTURING, INC.  
604 S. Lodge  
P.O. Box 549  
Shelbyville, IL 62565

TRINITY RAIL GROUP, INC.  
c/o C T Corporation System  
208 South LaSalle St., Suite 814  
Chicago, IL 60604

TRIPLE REFINING CORPORATION  
c/o C T Corporation System  
208 South LaSalle St., Suite 814  
Chicago, IL 60604

ZEXEL ILLINOIS, INC.  
c/o Kathy Carter, R.A.  
625 Southside Drive  
Decatur, IL 62525

PLEASE TAKE NOTICE that on this date I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois, a COMPLAINT, a copy of which is attached hereto and herewith served upon you. Failure to file an answer to this Complaint within 60 days may have severe consequences. Failure to answer will mean that all allegations in this Complaint will be taken as if admitted for purposes of this proceeding. If you have any questions about this procedure, you should contact the hearing officer assigned to this proceeding, the Clerk's Office or an attorney.

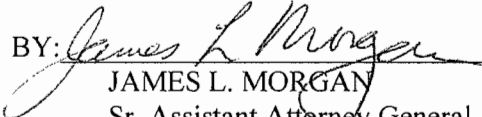
FURTHER, please take notice that financing may be available, through the Illinois Environmental Facilities Financing Act, 20 ILCS 3515/1 (2006), to correct the pollution alleged in the Complaint filed in this case.

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:   
JAMES L. MORGAN  
Sr. Assistant Attorney General  
Environmental Bureau

500 South Second Street  
Springfield, Illinois 62706  
217/782-9031  
Dated: July 29, 2009

## CERTIFICATE OF SERVICE

I hereby certify that I did on July 29, 2009, send by certified 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, ENTRY OF APPEARANCE and

### COMPLAINT:

To: WASTE HAULING LANDFILL, INC. c/o Jerry Camfield, Sr. 2938 Oakmont Drive Decatur, IL 62521	ARAMARK UNIFORM SERVICES, INC. C T Corporation System 208 South LaSalle St., Suite 814 Chicago, IL 60604
JERRY CAMFIELD, SR. 2938 Oakmont Drive Decatur, IL 62521	BELL SPORTS, INC. c/o Illinois Corporation Service 801 Adlai Stevenson Dr. Springfield, IL 62703
A. E. STALEY MANUFACTURING CO. c/o C T Corporation System 208 South LaSalle St., Suite 814 Chicago, IL 60604	BORDEN CHEMICAL CO. c/o Prentice Hall Corporation 33 North LaSalle St. Chicago, IL 60602
ARCHER DANIELS MIDLAND, INC. c/o C T Corporation System 208 South LaSalle St., Suite 814 Chicago, IL 60604	BRIDGESTONE FIRESTONE, INC. c/o C T Corporation System 208 South LaSalle St., Suite 814 Chicago, IL 60604
CLIMATE CONTROL, INC. c/o Charles A. Demirjian, R.A. 225 N. Water Street Decatur, IL 62523	CATERPIILLAR, INC. c/o C T Corporation System 208 South LaSalle St., Suite 814 Chicago, IL 60604
COMBE LABORATORIES, INC. c/o C T Corporation System 208 South LaSalle St., Suite 814 Chicago, IL 60604	GENERAL ELECTRIC RAILCAR SERVICES CORPORATION c/o C T Corporation System 208 South LaSalle St., Suite 814 Chicago, IL 60604

P & H MANUFACTURING, INC.  
604 S. Lodge  
P.O. Box 549  
Shelbyville, IL 62565

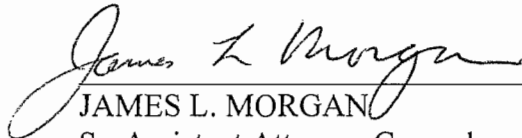
TRINITY RAIL GROUP, INC.  
c/o C T Corporation System  
208 South LaSalle St., Suite 814  
Chicago, IL 60604

TRIPLE REFINING CORPORATION  
c/o C T Corporation System  
208 South LaSalle St., Suite 814  
Chicago, IL 60604

ZEXEL ILLINOIS, INC.  
c/o Kathy Carter, R.A.  
625 Southside Drive  
Decatur, IL 62525

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

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

  
JAMES L. MORGAN  
Sr. Assistant Attorney General

This filing is submitted on recycled paper.

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS, )  
)  
Complainant, )  
)  
vs. )  
)  
WASTE HAULING LANDFILL, INC., JERRY )  
CAMFIELD, A. E. STALEY MANUFACTURING )  
CO., ARCHER DANIELS MIDLAND, INC., )  
ARAMARK UNIFORM SERVICES, INC., BELL )  
SPORTS, INC., BORDEN CHEMICAL CO., )  
BRIDGESTONE/FIRESTONE, INC., CLIMATE )  
CONTROL, INC., CATERPILLAR, INC., COMBE )  
LABORATORIES, INC., GENERAL ELECTRIC )  
RAILCAR SERVICES CORPORATION, P & H )  
MANUFACTURING, INC., TRINITY RAIL )  
GROUP, INC., TRIPPLE S REFINING )  
CORPORATION, and ZEXEL ILLINOIS, INC., )  
)  
Respondents. )

PCB No. 10-9  
(Enforcement)

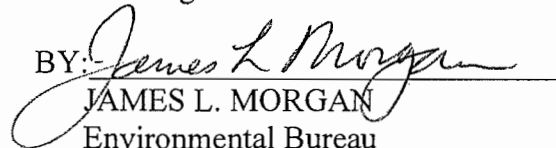
RECEIVED  
CLERK'S OFFICE  
JUL 30 2009  
STATE OF ILLINOIS  
Pollution Control Board

ENTRY OF APPEARANCE

On behalf of the Complainant, PEOPLE OF THE STATE OF ILLINOIS, JAMES L.MORGAN, Sr. Assistant Attorney General of the State of Illinois, hereby enters his appearance as attorney of record.

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:   
JAMES L. MORGAN  
Environmental Bureau  
Sr. Assistant Attorney General

500 South Second Street  
Springfield, Illinois 62706  
217/782-9031  
Dated: July 29, 2009

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
MACON COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS, )  
)  
Complainant, )  
v. )  
WASTE HAULING LANDFILL, INC., JERRY )  
CAMFIELD, A. E. STALEY MANUFACTURING )  
CO., ARCHER DANIELS MIDLAND, INC., )  
ARAMARK UNIFORM SERVICES, INC., BELL )  
SPORTS, INC., BORDEN CHEMICAL, CO., )  
BRIDGESTONE/FIRESTONE, INC., CLIMATE )  
CONTROL, INC., CATERPILLAR INC., COMBE )  
LABORATORIES, INC., GENERAL ELECTRIC )  
RAILCAR SERVICES CORPORATION, P & H )  
MANUFACTURING, INC., TRINITY RAIL GROUP, )  
INC., TRIPLE S REFINING CORPORATION, and )  
ZEXEL ILLINOIS, INC., )  
Respondents. )

10-9  
PCB NO.  
(Cost Recovery)

RECEIVED  
CLERK'S OFFICE  
JUL 30 2009  
STATE OF ILLINOIS  
Pollution Control Board

COMPLAINT

Complainant, PEOPLE OF THE STATE OF ILLINOIS, by LISA MADIGAN, Attorney General of the State of Illinois, complains of Respondents, WASTE HAULING LANDFILL, INC., JERRY CAMFIELD, AE STALEY MANUFACTURING CO., ARCHER DANIELS MIDLAND, INC., ARAMARK UNIFORM SERVICES, INC., BELL SPORTS, INC., BORDEN CHEMICAL, CO., BRIDGESTONE/FIRESTONE, INC., CLIMATE CONTROL, INC., CATERPILLAR INC., COMBE LABORATORIES, INC., GENERAL ELECTRIC RAILCAR SERVICES CORPORATION, P & H MANUFACTURING, INC., TRIPLE S REFINING CORPORATION, TRINITY RAIL GROUP, INC., and ZEXEL ILLINOIS, INC. as follows:

COUNT I: COST RECOVERY

1. This Complaint is brought by the Attorney General on her own motion and at the request of the Illinois Environmental Protection Agency ("Illinois EPA"), pursuant to the terms and provisions of



Title VIII (Sections 30-34) of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/30-34 (2008).

2. The Illinois EPA is an agency of the State of Illinois created by the Illinois General Assembly in Section 4 of the Act, 415 ILCS 5/4 (2008), and charged, *inter alia*, with the duty of enforcing the Act in proceedings before the Illinois Pollution Control Board ("Board").

3. This Complaint is brought pursuant to Section 22.2(f)-(k) of the Act, 415 ILCS 5/22.2(f)-(k) (2008).

4. Respondent, Waste Hauling Landfill, Inc., is a corporation formerly authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). Waste Hauling Landfill, Inc., operated the Waste Hauling Landfill (the "Landfill"), a former sanitary landfill located in the Northwest Quarter of the Northwest Quarter of Section 26, Township 16 North, Range 1 East (Blue Mound Township), Macon County, Illinois.

5. Respondent, Jerry Camfield, is an individual and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). Jerry Camfield owned Waste Hauling Landfill, Inc., and personally directed its operations.

6. Respondent, A. E. Staley Manufacturing Co., is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). A. E. Staley Manufacturing Co., sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

7. Respondent, Aramark Uniform Services, Inc., is a corporation no longer authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). Aramark Uniform Services is a successor to Means Uniform Services. Means Uniform Services sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

8. Respondent, Archer Daniels Midland, Inc., is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). Archer Daniels Midland, Inc., sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

9. Respondent, Bell Sports, Inc., is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). Bell Sports, Inc., sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

10. Respondent, Borden Chemical Co., is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). Borden Chemical Co., sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

11. Respondent, Caterpillar Inc., is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). Caterpillar Inc. sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

12. Respondent, Climate Control, Inc., is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). Climate Control, Inc., sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

13. Respondent, Combe Laboratories, Inc., is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). Combe Laboratories, Inc., sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

14. Respondent, Bridgestone/Firestone Inc., is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008).

Bridgestone/Firestone Inc., is a successor to Firestone Tire & Rubber Company. Firestone Tire & Rubber Company, sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

15. Respondent, General Electric Railcar Services Corporation, is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). General Electric Railcar Services Corporation acquired the North American Car Corporation. The North American Car Corporation sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

16. Respondent, Triple S Refining Corporation, is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). Triple S Refining Corporation is a successor to Kerr-McGee Refining Corporation. Kerr-McGee Refining Corporation sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

17. Respondent, P & H Manufacturing, Inc., is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). P & H Manufacturing, Inc., sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

18. Respondent, Trinity Rail Group, Inc., is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). Trinity Rail Group, Inc., acquired Thrall Car Manufacturing Co., which had previously acquired the rail car division of Portec, Inc. Thrall Car Manufacturing Co. and the rail car division of Portec, Inc., sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

19. Respondent, Zexel Illinois, Inc., is a corporation authorized to do business in the State of Illinois and is a person as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2008). Zexel Illinois, Inc., acquired Borg-Warner Corp. Borg-Warner Corp. sent wastes to the Landfill during its operating life and those wastes contained hazardous substances.

20. Section 22.2 of the Act, 415 ILCS 5/22.2 (2008), provides that:

\* \* \*

f. Notwithstanding any other provision or rule of law, and subject only to the defenses set forth in subsection (j) of this Section, the following persons shall be liable for all costs of removal or remedial action incurred by the State of Illinois or any unit of local government as a result of a release or substantial threat of a release of a hazardous substance or pesticide:

1. the owner and operator of a facility or vessel from which there is a release or substantial threat of a release of a hazardous substance or pesticide;
2. any person who at the time of disposal, transport, storage or treatment of a hazardous substance or pesticide owned or operated the facility or vessel used for such disposal, transport, treatment or storage from which there was a release or substantial threat of a release of a hazardous substance or pesticide;
3. any person who by contract, agreement, or otherwise arranged for disposal or treatment, or arranged with a transporter for transport for disposal or treatment, of such hazardous substances owned or possessed by such person, by any other party or entity, at any facility, \* \* \*, owned or operated by another party or entity and containing such hazardous substances,

\* \* \*

21. The wastes and other materials disposed of at the Landfill include hazardous substances as defined by 3.14 of the Act, 415 ILCS 5/3.14 (2008).

22. The State has incurred and will continue to incur removal costs, as defined by the Act, associated with the releases and threatened releases of hazardous substances at the Facility.

23. Respondents are each a responsible party as described in Section 22.2(f)(1)-(2) of the Act, 415 ILCS 4/22.2(f)(1)-(2). Respondents are each liable for past, present, and future removal costs, as defined by the Act, incurred by the State resulting or arising out of the releases and threatened releases

at the Landfill.

**PRAYER FOR RELIEF**

WHEREFORE, Complainant, the PEOPLE OF THE STATE OF ILLINOIS, respectfully request that the Board enter an order against the Respondents:

A. Authorizing a hearing in this matter at which time the Respondents will be required to answer the allegations herein;

B. Finding the Respondents, Waste Hauling Landfill, Inc., Jerry Camfield, A E Staley Manufacturing Co., Archer Daniels Midland, Inc., Aramark Uniform Services, Inc., Bell Sports, Inc., Borden Chemical, Co., Bridgestone/Firestone Inc., Climate Control, Inc., Caterpillar Inc., Combe Laboratories, Inc., General Electric Railcar Services Corporation, P & H Manufacturing, Inc., Triple S Refining Corporation, and Trinity Rail Group, Inc., to be liable for past, present, and future removal costs, as defined by the Act, incurred by the Illinois EPA as a result of the releases and threatened releases of hazardous substances at the Facility;

C. Finding Respondents, to be liable for damages equal to three times the past, present, and future removal costs, as defined by the Act, incurred by the Illinois EPA as a result of the releases and threatened releases of hazardous substances at the Facility; because of the Respondents' refusal to perform the work set forth in the Section 4(q) notice issued by Illinois EPA;


D. Awarding to Complainant its costs; and

E. Granting such other relief as the Board may deem appropriate.

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  
Environmental Bureau  
Assistant Attorney General

Of Counsel  
James L. Morgan  
Assistant Attorney General  
500 South Second Street  
Springfield, Illinois 62706  
217/524-7506  
Dated: 7/28/09