

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Complainant,)	
)	
vs.)	AC 2012-029
)	
H&M SALVAGE & DISCOUNT CO. AND CARL HAGLER,)	(IEPA No. 5-12-AC)
)	
Respondent.)	

NOTICE OF FILING

TO: Illinois Environmental Protection Agency
Division of Legal Counsel
1021 N. Grand Ave. East
P.O. Box 19276
Springfield, IL 62794-9276

PLEASE TAKE NOTICE that on this date I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois the following instrument entitled PETITION FOR REVIEW BY Respondents.

REED, HELLER, MANSFIELD & GROSS

BY 
RICHARD L. BLAKE, Attorney for Respondents

REED, HELLER, MANSFIELD & GROSS
Attorneys at Law
1100 Walnut St.
P.O. Box 727
Murphysboro, IL 62966
Telephone: (618)687-2376
Facsimile: (618)684-5554

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)	
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NOTICE OF APPEARANCE

NOW COMES Richard Blake of Reed, Heller, Mansfield & Gross and enters his appearance as attorney of record for the Respondents, H&M Salvage & Discount Co., and Carl Hagler, in the above captioned matter.

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CARL HAGLER,)	
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Respondent.)	

PETITION FOR REVIEW

NOW COMES Respondents, H&M Salvage & Discount Co., and Carl Hagler, by and through one of their attorneys, Richard L. Blake of Reed, Heller, Mansfield & Gross, and for their Petition for Review, state as follows:

1. That on or about January 31, 2012, the Illinois Environmental Protection Agency filed an Administrative Citation herein against Respondents, H&M Salvage & Discount Co., and Carl Hagler.

2. That the Administrative Citation alleges that Respondents violated 415 ILCS 5/21(p)(1), 415 ILCS 5/21(p)(7) and 415 ILCS 55(k)(1) of the Illinois Environmental Protection Act.

3. Respondents did not cause or allow the alleged violations.

4. The alleged violations were the result of uncontrollable circumstances.

5. Respondents allege further that the violation alleged to be resulting from used tires at the site has been removed from the site, and Respondents are causing any further alleged violations to be removed from the site.

WHEREFORE, Respondents, H&M Salvage & Discount Co., and Carl Hagler respectfully request as follows:

- A. That the Pollution Control Board grant the Petition for Review.
- B. That Respondents be found not subject to any civil penalties.

REED, HELLER, MANSFIELD & GROSS

BY 
RICHARD L. BLAKE, Attorney for Respondents

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CARL HAGLER,)	
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CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the Petition for Review, Notice of Appearance and Notice of Filing, was served upon the following parties to the above cause by enclosing same in an envelope addressed to them at their addresses of:

Illinois Environmental Protection Agency
Division of Legal Counsel
1021 N. Grand Ave. East
P.O. Box 19276
Springfield, IL 62794-9276

as disclosed by the pleadings, with postage fully prepaid and deposited in the U.S. Postal Office Mail Box in Murphysboro, Illinois, this 24 day of February, 2012.

REED, HELLER, MANSFIELD & GROSS

BY Richard L. Blake
RICHARD L. BLAKE, Attorney for Respondents

REED, HELLER, MANSFIELD & GROSS
Attorneys at Law
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