

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Complainant,)	AC 11-13
)	
v.)	(IEPA No. 305-10-AC)
)	
RAY NEWINGHAM,)	
)	
Respondent.)	

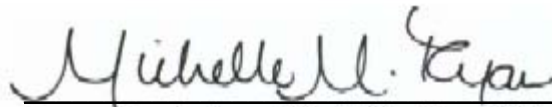
NOTICE OF FILING

To: Ray Newingham
715 West Day Street
Roodhouse, Illinois 62082

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,



e-signature valid for IPCB e-filings ONLY

Michelle M. Ryan
Special Assistant Attorney General

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

Dated: February 29, 2012

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Complainant,)	AC 11-13
)	
v.)	(IEPA No. 305-10-AC)
)	
RAY NEWINGHAM,)	
)	
Respondent.)	

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 February 16, 2012, and presents its Statement of Costs for this case as follows:


Mileage (Springfield-Carrollton) 70 miles @ \$.50/mile	\$35.00
Copying/clerical/mailing fees (estimated)	\$35.00
	<hr/>
TOTAL CLAIMED:	\$70.00

WHEREFORE, the Complainant requests that the Board order the defendant to pay \$70.00 to Illinois EPA for its hearing costs in this case.

ILLINOIS EPA, Complainant,

DATED: February 29, 2012

BY:


e-signature valid for IPCB e-filings ONLY

Michelle M. Ryan
Special Assistant Attorney General
1021 North Grand Avenue East
Springfield, IL 62702-4059
(217) 782-5544

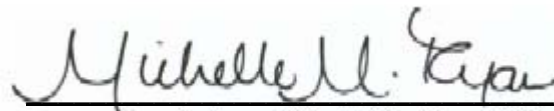
PROOF OF SERVICE

I hereby certify that I did on the 29th day of February, 2012, 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 COMPLAINTANT'S STATEMENT OF HEARING COSTS

To: Ray Newingham
715 West Day Street
Roodhouse, Illinois 62082

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

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



e-signature valid for IPCB e-filings ONLY

Michelle M. Ryan
Special Assistant Attorney General

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

STATE OF ILLINOIS)
) SS
COUNTY OF SANGAMON)

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 305-10-AC, which relates to AC 11-13, *Illinois EPA v. Ray Newingham*, for the purpose of determining the costs expended by Illinois EPA.

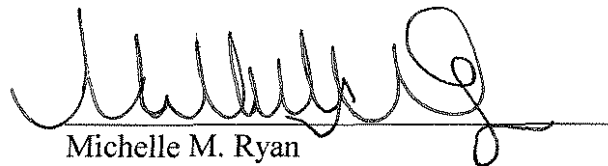
4. I was the Illinois EPA attorney assigned to handle the hearing for AC 11-13, which was held in Carrollton. I was required to travel from Springfield to Carrollton and back for the hearing. The Illinois Department of Transportation map of the State of Illinois indicates that the distance between Springfield and Carrollton is 70 miles. Based on my own job experience, I am aware that the approved mileage reimbursement rate in November 2011 was \$.50 per mile.

5. On November 2, 2011, I traveled to the hearing in this matter as well as another hearing in Carrollton for a hearing on AC 10-21, *Illinois EPA v. David Charles Bettis*. As a

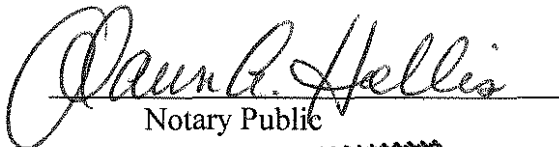
result, I made one round trip for a total of two hearings. Therefore, Illinois EPA is claiming half of these actual mileage costs for this matter, totaling \$35.00.

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 File 305-10-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 29th day of February, 2012.


Notary Public

