# BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

# PETITION TO CONTEST ADMINISTRATIVE CITATION

ILLINOIS ENVIRONTMENTAL PROTECTION AGENCY,	
Complainant,	
VS.	
E. G. TABOR and ULTIMATE RECYCLING INC.,	
Respondents.	

AC 13-3



Now comes respondent, ULTIMATE RECYCLING INC. (Ultimate Recycling), by and through its attorney, John P. Taylor, and for its Petition to Contest Administrative Citation states as follows:

## JURISDICTION

1. Ultimate Recycling admits the allegations of jurisdiction.

## FACTS

- 1. Ultimate Recycling admits to the allegations of paragraph 1.
- 2. Ultimate Recycling denies the allegations of paragraph 2 as it pertains to Ultimate Recycling.
- 3. Ultimate Recycling admits to the allegations of paragraph 3.
- 4. Ultimate Recycling admits to the allegations of paragraph 4.
- 5. Ultimate Recycling admits to the allegations of paragraph 5.

# **ARGUMENT AS TO VIOLATIONS**

1. Ultimate Recycling does not own the property in question.

- 2. Ultimate Recycling generally denies that it caused or allowed the violations set forth in complainant's citation.
- 3. Ultimate Recycling endeavors to the best of its ability to clean up the site and bring it into full compliance with all of the applicable statutes and regulations as soon as possible.

WHEREFORE, respondent Ultimate Recycling respectfully contests the Administrative Citation and believes the Administrative Citation was improperly issued is it relates to Ultimate Recycling and prays:

A. That the Board dismiss the AC as to respondent ULTIMATE RECYCLING, INC.; and,

B. That the Board award such further and other relief as the Board may deem fair and equitable.

ULTIMATE RECYCLING, INC., Respondent

By: Its Attorney

JOHN P. TAYLOR (6256758) P.O. Box 3364 Springfield, Illinois 62708-3364 217/525-5100

## VERIFICATION

Under penalties as provided by law, the undersigned certifies that the statements set forth in the foregoing instrument are true and correct, except as to matters therein stated to be on information and belief and, as to such matters, the undersigned certifies as aforesaid that I verily believe the same to be true.

CICLING, INC., ttorney

#### **PROOF OF SERVICE**

The undersigned hereby certifies that the foregoing Petition to Contest Administrative Citation was: [M] placed in the U.S. Mail properly addressed and mailed with first class postage prepaid, [] sent via messenger, [] sent via facsimile (\_\_\_\_\_\_\_ pages, from the office of John P. Taylor, sender's facsimile number 217/241-2098, to recipient's facsimile number \_\_\_\_\_\_), to the parties at the addresses set forth below on 9/10, 20/2. before 5:00 pm.

John P. Taylor (6256758) Attorney at Law P.O. Box 3364 Springfield, Illinois 62708-3364 217/525-5100

COPIES SERVED ON:

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