

RECEIVED
CLERK'S OFFICE

OCT 19 2015

STATE OF ILLINOIS
Pollution Control Board

NOTICE OF FILING

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

COUNTY OF PERRY)	
)	
Complainant,)	AC 16 - 4
)	
vs.)	
)	
GERE PROPERTIES, INC., PERRY RIDGE)	
LANDFILL, INC., JOE BARTLE AND KEVIN)	
COUGHLIN,)	
)	
Respondents.)	



ORIGINAL

NOTICE OF FILING

- To: GERE Properties, Attention Patrick Mazza, 290 South Main Place, Carol Stream, IL 60188
- Perry Ridge Landfill, Inc., Attention Stephanie Chodera, 290 South Main Place, Carol Stream, IL 60188
- Kevin Coughlin, Perry Ridge Landfill, 290 South Main Place, Carol Stream, IL 60188
- Joe Bartle, Perry Ridge Landfill, 6305 Sacred Heart Road, DuQuoin, IL 62832

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(s) entitled Return of Service.

Respectfully submitted,

David Searby, Assistant State's Attorney
Perry County, Illinois

DATE: October 15, 2015

Perry County State's Attorney's Office
Perry County Courthouse
1 Public Square
Pinckneyville, IL 62274
(618)357-6221

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STATE OF ILLINOIS
Pollution Control Board

PROOF OF SERVICE

I, DAVID SEARBY, Assistant State's Attorney of Perry County, Illinois do hereby certify that on October

15 2015, I did send by the United States Postal Service, 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 Return of Service.

To: GERE Properties, Attention Patrick Mazza, 290 South Main Place, Carol Stream, IL 60188

Perry Ridge Landfill, Inc., Attention Stephanie Chodera, 290 South Main Place, Carol Stream, IL 60188

Kevin Coughlin, Perry Ridge Landfill, 290 South Main Place, Carol Stream, IL 60188

Joe Bartle, Perry Ridge Landfill, 6305 Sacred Heart Road, DuQuoin, IL 62832

And the original and nine (9) true and correct copies of the same foregoing instruments on the same date by United State Postal Service, with postage thereon fully prepaid

To: Clerk of the Board
Illinois Pollution Control Board
100 West Randolph Street
James R. Thompson Center, Suite 11-500
Chicago, IL 60601-3218



David Searby, Assistant State's Attorney
Perry County, Illinois

Perry County State's Attorney's Office
Perry County Courthouse
1 Public Square
Pinckneyville, IL 62274
(618)357-6221

COMPLETE THIS SECTION ON DELIVERY

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:
 GERE Properties, Inc.
 290 South Main Place
 Carol Stream, IL 60188
 Attention: Patrick Maza

2. Article Number (Transfer from service label)
 7011 3500 0002 5770 4004

3. Service Type
 Priority Mail Express®
 Registered Mail™
 Adult Signature Restricted Delivery
 Certified Mail®
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

4. Signature
 Adult Signature
 Registered Mail™
 Return Receipt for Merchandise
 Signature Confirmation™
 Restricted Delivery

5. Date of Delivery
 10-5

6. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

7. PS Form 3811, April 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:
 Joe Bartle, CLO, CO
 Perry Ridge Landfill, Inc.
 6305 Sacred Heart Road
 DuQuoin, IL 62832

2. Article Number (Transfer from service label)
 7013 0600 0000 0528 5997

3. Service Type
 Priority Mail Express®
 Registered Mail™
 Adult Signature Restricted Delivery
 Certified Mail®
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

4. Signature
 Adult Signature
 Registered Mail™
 Return Receipt for Merchandise
 Signature Confirmation™
 Restricted Delivery

5. Date of Delivery
 10-5

6. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

7. PS Form 3811, April 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:
 Kevin Coughlin
 Perry Ridge Landfill, Inc.
 290 South Main Place
 Carol Stream, IL 60188

2. Article Number (Transfer from service label)
 7011 3500 0002 5770 3964

3. Service Type
 Priority Mail Express®
 Registered Mail™
 Adult Signature Restricted Delivery
 Certified Mail®
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

4. Signature
 Adult Signature
 Registered Mail™
 Return Receipt for Merchandise
 Signature Confirmation™
 Restricted Delivery

5. Date of Delivery
 10-5

6. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

7. PS Form 3811, April 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:
 Stephanie Chodera,
 Operator
 290 South Main Place
 Carol Stream, IL 60188

2. Article Number (Transfer from service label)
 7011 3500 0002 5770 3991

3. Service Type
 Priority Mail Express®
 Registered Mail™
 Adult Signature Restricted Delivery
 Certified Mail®
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

4. Signature
 Adult Signature
 Registered Mail™
 Return Receipt for Merchandise
 Signature Confirmation™
 Restricted Delivery

5. Date of Delivery
 10-5

6. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

7. PS Form 3811, April 2015 PSN 7530-02-000-9053

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS
Pollution Control Board

COUNTY OF PERRY)	
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Complainant,)	AC 16 - 4
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vs.)	
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GERE PROPERTIES, INC., PERRY RIDGE LANDFILL, INC., JOE BARTLE AND KEVIN COUGHLIN,)	
)	
Respondents.)	



ORIGINAL

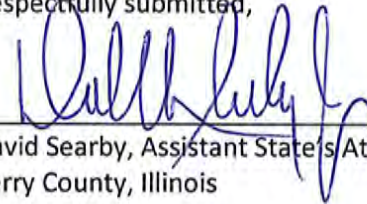
MOTION TO DISMISS RESPONDENT KEVIN COUGHLIN

NOW COMES, Complainant, County of Perry, and for its Motion to Dismiss Respondent Kevin Coughlin states as follows:

1. On October 5, 2015, an Administrative Citation was filed by Complainant with the Illinois Pollution Control Board naming Kevin Coughlin as a Respondent in AC 16-4 as one of the named certified operators of Perry Ridge Landfill.
2. Once the Respondents were served with the Administrative Citation the Complainant was informed by the Illinois Environmental Protection Agency that Kevin Coughlin had been removed as a certified operator of Perry Ridge Landfill, per his request, prior to the filing of the Administrative Citation.

WHEREFORE, the Complainant respectfully requests that Kevin Coughlin be removed from this Administrative Citation as a Respondent and the record should reflect that Kevin Coughlin was not a certified operator of Perry Ridge Landfill on that date of the filing of the Administrative Citation filed on October 5, 2015.

Respectfully submitted,



David Searby, Assistant State's Attorney
Perry County, Illinois

DATE: October 15, 2015

Perry County State's Attorney's Office
Perry County Courthouse
1 Public Square
Pinckneyville, IL 62274
(618)357-6221

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STATE OF ILLINOIS
Pollution Control Board

PROOF OF SERVICE

I, DAVID SEARBY, Assistant State's Attorney of Perry County, Illinois do hereby certify that on October 15, 2015, I did send by the United States Postal Service, 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 Motion to Dismiss Respondent Kevin Coughlin:

To: GERE Properties, Attention Patrick Mazza, 290 South Main Place, Carol Stream, IL 60188

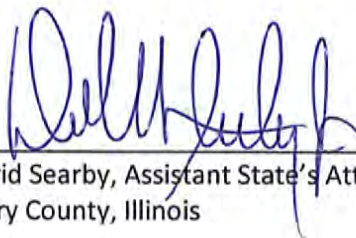
Perry Ridge Landfill, Inc., Attention Stephanie Chodera, 290 South Main Place, Carol Stream, IL 60188

Kevin Coughlin, Perry Ridge Landfill, 290 South Main Place, Carol Stream, IL 60188

Joe Bartle, Perry Ridge Landfill, 6305 Sacred Heart Road, DuQuoin, IL 62832

And the original and nine (9) true and correct copies of the same foregoing instruments on the same date by United State Postal Service, with postage thereon fully prepaid

To: Clerk of the Board
Illinois Pollution Control Board
100 West Randolph Street
James R. Thompson Center, Suite 11-500
Chicago, IL 60601-3218



David Searby, Assistant State's Attorney
Perry County, Illinois

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STATE OF ILLINOIS
Pollution Control Board

COUNTY OF PERRY)	
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Complainant,)	AC 16 - 4
)	
vs.)	
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GERE PROPERTIES, INC., PERRY RIDGE LANDFILL, INC. AND JOE BARTLE,)	
)	
Respondents.)	

 ORIGINAL

MOTION TO DISMISS

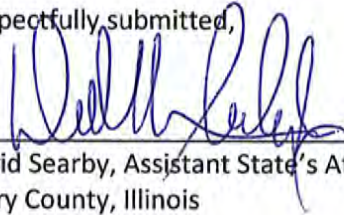
NOW COMES, Complainant, County of Perry, and for its Motion to Dismiss states as follows:

1. On October 5, 2015, an Administrative Citation was filed by Complainant with the Illinois Pollution Control Board for violations noted in an inspection of the Perry Ridge Landfill on September 15, 2015 and requesting a fine in the amount of One Thousand Dollars (\$1,000.00) with payment of Five Hundred Dollars (\$500.00) to the County of Perry (Perry County Solid Waste) and Five Hundred Dollars (\$500.00) to the Illinois Environmental Protection Agency.

2. Perry Ridge Landfill has submitted payment of the fines requested to both the County of Perry (Perry County Solid Waste) and to the Illinois Environmental Protection Agency in settlement of this matter.

WHEREFORE, the Complainant respectfully requests that this matter be dismissed pursuant to the settlement of this matter between the parties.

Respectfully submitted,



David Searby, Assistant State's Attorney
Perry County, Illinois

DATE: October 15, 2015

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Perry County Courthouse
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Pinckneyville, IL 62274
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To: GERE Properties, Attention Patrick Mazza, 290 South Main Place, Carol Stream, IL 60188

Perry Ridge Landfill, Inc., Attention Stephanie Chodera, 290 South Main Place, Carol Stream, IL 60188

Joe Bartle, Perry Ridge Landfill, 6305 Sacred Heart Road, DuQuoin, IL 62832

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David Searby, Assistant State's Attorney
Perry County, Illinois

Perry County State's Attorney's Office
Perry County Courthouse
1 Public Square
Pinckneyville, IL 62274
(618)357-6221



OFFICE OF STATE'S ATTORNEY

Perry County, Illinois
1 Public Square – Perry County Courthouse
Pinckneyville, Illinois 62274

Telephone: (618) 357-6221 / Facsimile: (618) 357-3923

DAVID N. STANTON
State's Attorney

MARTIN M. BELTZ
DAVID H. SEARBY, JR.
Assistant State's Attorneys

October 15, 2015

Clerk of the Board
Illinois Pollution Control Board
100 West Randolph Street
James R. Thompson Center, Suite 11-500
Chicago, IL 60601-3218



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Pollution Control Board

RE: County of Perry v. GERE Properties, Inc., Perry Ridge Landfill, Inc., Joe Bartle and Kevin Coughlin
AC 16-4
Site Code: 1450105039
Inspection Date: September 15, 2015

Dear Clerk:

Enclosed herewith for filing you will find the original and nine (9) copies of the following documents:

1. Notice of Filing for return of service on Respondents Gere Properties, Inc., Perry Ridge Landfill, Inc., Joe Bartle and Kevin Coughlin.
2. Motion to Dismiss Kevin Coughlin as a Respondent.
3. Motion to Dismiss pursuant to settlement of case.

Please acknowledge receipt of filing of the enclosed documents; and, if you have any questions, please do not hesitate to contact my office.

Sincerely,

David Searby
Assistant State's Attorney
Perry County, Illinois

Enclosures

cc: Rebecca Tracy, Perry County Solid Waste w/enclosures
IEPA Springfield (Ellen Robinson w/enclosures)
IEPA Marion (Sheila Williams w/enclosures)

David Searby
Assistant State's Attorney
Perry County, Illinois
Enclosures