

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	PCB No.
-vs-)	Enforcement
)	
DEMOLITION EXCAVATING GROUP,)	
INC., a dissolved Illinois corporation,)	
RHONDA FISHER, and EDWARD)	
FISHER,)	
)	
Respondent.)	

NOTICE OF FILING

To: See Attached Service List

PLEASE TAKE NOTICE that on February 16, 2017, I electronically filed with the Clerk of the Pollution Control Board of the State of Illinois, Notice of Filing and Complaint, a copy of which is attached hereto and herewith served upon you.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS,

Complainant,

By: s/Matthew Walker

Matthew Walker, #6324810
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Dated: February 16, 2017

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB No.
)	(Enforcement-Land)
DEMOLITION EXCAVATING GROUP, INC.,)	
a dissolved Illinois corporation,)	
RHONDA FISHER, and EDWARD FISHER,)	
)	
Respondents.)	

COMPLAINT

Complainant, PEOPLE OF THE STATE OF ILLINOIS, by LISA MADIGAN, Attorney General of the State of Illinois, complains of the Respondents, DEMOLITION EXCAVATING GROUP, INC., RHONDA FISHER and EDWARD FISHER as follows:

COUNT I
OPEN DUMPING

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 Section 31 of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/31 (2014).

2. The Illinois EPA is an administrative agency of the State of Illinois, created by the Illinois General Assembly in Section 4 of the Act, 415 ILCS 5/4 (2014), and is charged, *inter alia*, with the duty of enforcing the Act in proceedings before the Illinois Pollution Control Board.

3. The Illinois Pollution Control Board ("Board") is an independent board created by the Illinois General Assembly in Section 5 of the Act, 415 ILCS 5/5 (2014), and charged, *inter alia*, with the duty of promulgating standards and regulations under the Act.

4. Respondent Demolition Excavating Group, Inc. ("DEG") operated a demolition contracting business until it was involuntarily dissolved on January 13, 2017.

5. At the time of the violations alleged in this Complaint, Respondent DEG was an active Illinois corporation.

6. Respondent DEG was closely held by Respondents Rhonda Fisher and Edward Fisher, and had a principal place of business at 805 Adams, Manito, Mason County, Illinois.

7. At all times relevant to this Complaint, Respondent Rhonda Fisher was the President and authorized agent of Respondent DEG. Respondent Edward Fisher was a manager of Respondent DEG.

8. At all times relevant to this Complaint, Respondents Edward Fisher and Rhonda Fisher controlled the operations of Respondent DEG.

9. On a date better known to Respondents, Respondent DEG was hired to demolish the now-raised former Pekin High School located at 207, 209, and 211 North Ninth Street in Pekin, Tazewell County, Illinois ("Site").

10. At all times relevant to this Complaint, Respondents were the operators of demolition activities at the Site.

11. Respondents Edward Fisher and Rhonda Fisher arranged for any contractors whose services were needed at the Site.

12. Respondents Edward Fisher and Rhonda Fisher personally supervised and managed demolition activities at the Site.

13. Respondent Edward Fisher personally performed some of the demolition work at the Site.

14. Respondents Edward Fisher and Rhonda Fisher personally supervised the disposal of demolition waste originating at the Site.

15. Respondents Edward Fisher and Rhonda Fisher personally managed environmental compliance at the Site.

16. Respondent Rhonda Fisher maintained all records for demolition activities and waste disposal at the Site, which included receipts, permits, and other documentation relating to the demolition waste.

17. Respondent Rhonda Fisher is the individual who acted as the contact for the Illinois EPA and other state, local, and federal agencies.

18. From November 16, 1998 until October 30, 2013, the Site was owned by West Campus Corporation ("West Campus"). By claim of lien on November 6, 2012, Respondent DEG took a partial interest in the Site, which was subsequently released back to West Campus upon payment on October 30, 2013.

19. Also on October 30, 2013, West Campus conveyed the Site through a series of transfers to the current owner, Chicago Title Land Trust Company.

20. The Site has never been permitted by Illinois EPA for the storage or disposal of waste.

21. On a date prior to August 15, 2013, better known to Respondents, Respondent DEG commenced demolition activities at the Site.

22. Illinois EPA inspected the Site on six occasions relevant to this Complaint, which took place on the following dates: August 15, 2013, August 28, 2013, March 4, 2014, March 20, 2014, March 27, 2014, and May 7, 2014.

23. On August 15, 2013, Illinois EPA first inspected the Site. There was approximately 4,000 cubic yards of demolition debris accumulated in piles on the Site.

24. The piles on the Site during the August 15, 2013 inspection included, but were not limited to, brick, chunks of brick and mortar, broken concrete, wood, and other miscellaneous items. Many of the piles were covered with substantial vegetation and appeared to have remained undisturbed for a least a year.

25. On August 27, 2013, Illinois EPA issued a Violation Notice to West Campus.

26. On August 28, 2013, Illinois EPA inspected the Site during demolition activities. The Site contained piles including, but not limited to, brick, chunks of brick and mortar, broken concrete, wood and metal.

27. The next day, on August 29, 2013, Respondent Edward Fisher notified Illinois EPA that Respondent DEG intended to crush the brick and concrete on site to make aggregate and send the resulting waste to Peoria City/County Landfill.

28. On December 5, 2013, West Campus entered into a Compliance Commitment Agreement with Illinois EPA to address open dumping violations at the Site.

29. On March 4, 2014, Illinois EPA conducted an inspection of the Site. Demolition waste containing brick, broken concrete, and wood was being used to fill an excavation pit on Site. The Site also contained piles of material, including, but not limited to, brick, chunks of brick and mortar, broken concrete, wood, and metal adjacent to the pit, as well as accumulated aggregate near the crusher.

30. On March 10, 2014, Illinois EPA issued a Violation Notice to Respondent DEG.

31. Illinois EPA did not receive a response from Respondent DEG to the Violation Notice.

32. On March 20, 2014, Illinois EPA conducted an inspection of the Site. The Site contained materials, including, but not limited to, brick, chunks of brick and mortar, broken concrete with and without protruding rebar, wood, and metal.

33. Respondent Edward Fisher accompanied Illinois EPA during the March 20, 2014 inspection of the Site. Respondent Edward Fisher identified demolition waste piles that were to be transported to Peoria City/County Landfill for disposal.

34. On March 27, 2014, Illinois EPA conducted an inspection of the Site. The Site again contained materials, including, but not limited to, brick, chunks of brick and mortar, broken concrete, wood, and metal. Metal and wood were commingled with soil in a graded area adjacent to the pit.

35. Respondents Edward Fisher and Rhonda Fisher accompanied Illinois EPA during the March 27, 2014 inspection of the Site. Edward Fisher identified demolition waste piles that were to be transported to Peoria City/County Landfill and aggregate accumulations that were to be used as fill onsite.

36. On April 14, 2014, Illinois EPA received a letter from Respondent DEG and signed by Respondent DEG. The letter stated that Edward Fisher was responsible for backfilling the excavation areas and managing the material on Site.

37. On May 2, 2014, Illinois EPA received a letter from Respondent Rhonda Fisher on behalf of Respondent DEG, requesting a meeting to discuss violations at the Site.

38. On May 7, 2014, Illinois EPA conducted an inspection of the Site. The inspector noted that the waste had been removed from the Site and that the Site had been graded.

39. On May 16, 2014, Respondents Edward Fisher and Rhonda Fisher on behalf of Respondent DEG met with Illinois EPA to discuss violations at the Site.

40. On July 15, 2014, Illinois EPA sent a Notice of Intent to Pursue Legal Action (“NIPLA”) to Respondent DEG.

41. Respondent DEG did not respond to the NIPLA from Illinois EPA.

42. On March 19, 2015, the Board issued an order in PCB 14-2 against Respondents for open dumping violations involving materials originated at the Site, but dumped at a different property.

43. Section 21(a) of the Act, 415 ILCS 5/21(a) (2014), provides as follows:

No person shall:

(a) Cause or allow the open dumping of any waste.

44. Section 3.315 of the Act, 415 ILCS 5/3.315 (2014), provides as follows:

“Person” is an individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, political subdivision, state agency, or any other legal entity, or their legal representative, agent or assigns.

45. Section 3.535 of the Act, 415 ILCS 5/3.535 (2014), provides as follows:

“Waste” means any garbage...or any other discarded material, including any solid, liquid, semi-solid, or contained gaseous material resulting from industrial, commercial, mining and agricultural operations, and from community activities....

46. Section 3.385 of the Act, 415 ILCS 5/3.385 (2014), provides as follows:

“Refuse” means waste.

47. Respondents are “persons” as that term is defined by Section 3.315 of the Act, 415 ILCS 5/3.315 (2014).

48. The materials formerly on the Site, including, but not limited to, brick, chunks of brick and mortar, broken concrete with and without protruding rebar, wood, and metal constituted "discarded material" and "waste" as that term is defined by Section 3.535 of the Act, 415 ILCS 5/3.535 (2014), and therefore also "refuse" as defined by Section 3.385 of the Act, 415 ILCS 5/3.385 (2014).

49. Section 3.185 of the Act, 415 ILCS 5/3.185 (2014), provides as follows:

"Disposal" means the discharge, deposit, injection, dumping, spilling, leaking or placing of any waste or hazardous waste into or on any land or water or into any well so that such waste or hazardous waste or any constituent thereof may enter the environment or be emitted into the air or discharged into any waters, including ground waters.

50. Section 3.460 of the Act, 415 ILCS 5/3.460 (2014), provides as follows:

"Site" means any location, place, tract of land, and facilities, including but not limited to buildings, and improvements used for purposes subject to regulation or control by this Act or regulations thereunder.

51. Waste was deposited and dumped at the Site in a manner such that the waste had entered the environment and could be emitted into the air or groundwater. The Site was therefore a "disposal site" as that term is defined and used in the Act.

52. Section 3.305 of the Act, 415 ILCS 5/3.305 (2014), provides as follows:

"Open Dumping" means the consolidation of refuse from one or more sources at a disposal site that does not fulfill the requirements of a sanitary landfill.

53. Section 3.445 of the Act, 415 ILCS 5/3.445 (2014), provides, in pertinent part, as follows:

"Sanitary Landfill" means a facility permitted by the Agency for the disposal of waste on land meeting the requirements of the Resource Conservation and Recovery Act, P.L 94-580,....

54. At all times relevant to this Complaint, the Site was not permitted by the Illinois EPA as a sanitary landfill.

55. Respondents caused or allowed open dumping of waste at the Site by causing or allowing consolidation of waste, which does not fulfill the requirements of a sanitary landfill.

56. By causing and allowing the open dumping of waste, Respondents violated Section 21(a) of the Act, 415 ILCS 5/21(a) (2014).

PRAYER FOR RELIEF

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order against Respondents, DEMOLITION EXCAVATING GROUP, INC., RHONDA FISHER and EDWARD FISHER:

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

B. Finding that Respondents have violated Section 21(a) of the Act, 415 ILCS 5/21(a) (2014);

C. Ordering Respondents to cease and desist from any further violations of the Act;

D. Assessing against Respondents a civil penalty of \$50,000.00 for each violation of the Act, and an additional civil penalty of \$10,000.00 for each day the violation continued, pursuant to Section 42(a) of the Act, 415 ILCS 5/42(a) (2014);

E. Ordering Respondents to pay all costs, including expert witness, consultant and attorney fees, expended by the Complainant in pursuit of this action pursuant to Section 42(f) of the Act, 415 ILCS 5/42(f) (2014); and,

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

COUNT II
OPEN DUMPING RESULTING IN LITTER

1-52. Complainant adopts and incorporates by reference herein paragraphs 1 through 52 of Count I as paragraphs 1 through 52 of this Count II.

53. Section 21(p)(1) of the Act, 415 ILCS 5/21(p)(1) (2014), provides as follows:

No person shall:

* * *

(p) In violation of subdivision (a) of this Section, cause or allow the open dumping of any waste in a manner which results in any of the following occurrences at the dump site:

* * *

(1) litter

* * *

54. Section 3(a) of the Litter Control Act, 415 ILCS 105/3(a) (2014), contains the following definition:

(a) "Litter" means any discarded, used or unconsumed substance or waste. "Litter" may include, but is not limited to, any garbage, trash, refuse, . . . debris, rubbish, . . . glass, metal, plastic or paper containers or other packaging construction material, . . . or anything else of an unsightly or unsanitary nature, which has been discarded, abandoned or otherwise disposed of improperly.

55. Improperly discarded materials at the Site, including, but not limited to, brick, chunks of brick and mortar, broken concrete with and without protruding rebar, wood, and metal remained in a disordered and unsightly manner, and thereby constituted "litter" as defined by Section 3(a) of the Litter Control Act, 415 ILCS 105/3(a) (2014).

56. Respondents, by their actions as alleged herein, caused or allowed the open dumping of waste at the Site, resulting in litter.

57. By causing or allowing the open dumping of waste resulting in litter, Respondents violated Section 21(p)(1) of the Act, 415 ILCS 21(p)(1) (2014).

PRAYER FOR RELIEF

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order against Respondents, DEMOLITION EXCAVATING GROUP, INC., RHONDA FISHER and EDWARD FISHER:

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

B. Finding that Respondents have violated Section 21(p) of the Act, 415 ILCS 5/21(p) (2014);

C. Ordering Respondents to cease and desist from any further violations of the Act;

D. Assessing against Respondents a civil penalty of \$50,000.00 for each violation of the Act, and an additional civil penalty of \$10,000.00 for each day the violation continued, pursuant to Section 42(a) of the Act, 415 ILCS 5/42(a) (2014);

E. Ordering Respondents to pay all costs, including expert witness, consultant and attorney fees, expended by the Complainant in pursuit of this action pursuant to Section 42(f) of the Act, 415 ILCS 5/42(f) (2014); and,

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

COUNT III
OPEN DUMPING OF DEMOLITION DEBRIS

1-52. Complainant adopts and incorporates by reference herein paragraphs 1 through 52 of Count I as paragraphs 1 through 52 of this Count III.

53. Section 21(p)(7) of the Act, 415 ILCS 5/21(p)(7) (2014), provides as follows:

No person shall:

* * *

(p) In violation of subdivision (a) of this Section, cause or allow the open dumping of any waste in a manner which results in any of the following occurrences at the dump site:

* * *

(7) Deposition of:

(i) general construction or demolition debris as defined in Section 3.160(a) of this Act;

(ii) clean construction or demolition debris as defined in Section 3.160(b) of this Act.

54. Section 3.160 of the Act, 415 ILCS 5/3.160 (2014), provides, in pertinent part, as follows:

(a) "General construction or demolition debris" means non-hazardous, uncontaminated materials resulting from the construction, remodeling, repair, and demolition of utilities, structures, and roads, limited to the following: bricks, concrete, and other masonry materials; soil; rock; wood, including non-hazardous painted, treated, and coated wood and wood products; wall coverings; plaster; drywall; plumbing fixtures; non-asbestos insulation; roofing shingles and other roof coverings; reclaimed or other asphalt pavement; glass; plastics that are not sealed in a manner that conceals waste; electrical wiring and components containing no hazardous substances; and corrugated cardboard, piping or metals incidental to any of those materials.

General construction or demolition debris does not include uncontaminated soil generated during construction, remodeling, repair, and demolition of utilities, structures, and roads provided the uncontaminated soil is not commingled with any general construction or demolition debris or other waste.

To the extent allowed by federal law, uncontaminated concrete with protruding rebar shall be considered clean construction or demolition debris and shall not be considered "waste" if it is separated or processed and returned to the economic mainstream in the form of raw materials or products within 4 years of its generation, if it is not speculatively accumulated and, if used as a fill material, it is used in accordance with item (i) in subsection (b) of this Section.

- (b) "Clean construction or demolition debris" means uncontaminated broken concrete without protruding metal bars, bricks, rock, stone, reclaimed or other asphalt pavement, or soil generated from construction or demolition activities.

* * *

55. The materials formerly on the Site, including brick, chunks of brick and mortar, broken concrete, concrete with protruding rebar, wood, and metal that were dumped at the Site constituted "general construction or demolition debris" as that term is defined by Section 3.160(a) of the Act, 415 ILCS 5/3.160(a) (2014).

56. The materials formerly on the Site, including but not limited to, concrete without protruding metal bars and unpainted brick constituted "clean construction or demolition debris" as that term is defined by Section 3.160(a) of the Act, 415 ILCS 5/3.160(a) (2014).

57. Respondents by their actions as alleged herein, caused or allowed the open dumping of waste in a manner resulting in the deposition of general construction and demolition debris and clean construction or demolition debris at the Site.

58. By causing or allowing the open dumping of waste in a manner resulting in the deposition of general construction or demolition debris and clean construction or demolition debris at the Site, Respondents violated Section 21(p)(7) of the Act, 415 ILCS 21(p)(7) (2014).

PRAYER FOR RELIEF

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order against Respondents, DEMOLITION EXCAVATING GROUP, INC., RHONDA FISHER and EDWARD FISHER:

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

B. Finding that Respondents have violated Section 21(p)(7) of the Act, 415 ILCS 5/21(p)(7) (2014);

C. Ordering Respondents to cease and desist from any further violations of the Act;

D. Assessing against Respondents a civil penalty of \$50,000.00 for each violation of the Act, and an additional civil penalty of \$10,000.00 for each day the violation continued, pursuant to Section 42(a) of the Act, 415 ILCS 5/42(a) (2014);

E. Ordering Respondents to pay all costs, including expert witness, consultant and attorney fees, expended by the Complainant in pursuit of this action pursuant to Section 42(f) of the Act, 415 ILCS 5/42(f) (2014); and,

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

COUNT IV
FAILURE TO FILE AN INITIAL FACILITY REPORT

1-52. Complainant adopts and incorporates by reference herein paragraphs 1 through 52 of Count I as paragraphs 1 through 52 of this Count IV.

53. Respondents failed to file an initial facility report for the Site with Illinois EPA.

54. Sections 21(d)(2) and (e) of the Act, 415 ILCS 5/21(d)(2) and (e) (2014), provide, in pertinent part, as follows:

No person shall:

* * *

(d) Conduct any waste-storage, waste-treatment, or waste-disposal operation:

* * *

(2) In violation of any regulations or standards adopted by the Board under this Act;

* * *

(e) Dispose, treat, store, or abandon any waste, or transport any waste into this State for disposal, treatment, storage or abandonment, except at a site or facility which meets the requirements of this Act and of regulations and standards thereunder.

55. Section 815.201 of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 815.201, provides as follows:

All landfills regulated under this Part shall file an initial facility report with the Agency as specified in this Subpart to provide information concerning location and disposal practices of the facility.

56. Section 810.103 of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 810.103, provides, in pertinent part, as follows:

“Disposal” means the discharge, deposit, injection, dumping, spilling, leaking or placing of any solid waste into or on any land or water or into any well such that solid waste or any constituent of the solid waste may enter the environment by being emitted into the air or discharged into any waters, including groundwater. [415 ILCS 5/3.185] If the solid waste is accumulated and not confined or contained to prevent its entry into the environment, or there is no certain plan for its disposal elsewhere, such accumulation will constitute disposal.

* * *

“Inert waste” means any solid waste that will not decompose biologically, burn, serve as food for vectors, form a gas, cause an odor, or form a contaminated leachate, as determined in accordance with 35 Ill. Adm. Code 811.202(b). Such inert wastes will include only non-biodegradable and non-putrescible solid wastes. Inert wastes may include, but are not limited to, bricks, masonry, and concrete (cured for 60 days or more).

* * *

“Landfill” means a unit or part of a facility in or on which waste is placed and accumulated over time for disposal, and which is not a land application unit, a surface impoundment or an underground injection well. For the purposes of this Part and 35 Ill. Adm. Code 811 through 815, landfills include waste piles, as defined in this Section.

* * *

“Solid Waste” means a waste that is defined in this Section as an inert waste, as a putrescible waste, as a chemical waste or as a special waste, and which is not also defined as a hazardous waste pursuant to 35 Ill. Adm. Code 721.

* * *

“Waste pile” means an area on which non-containerized masses of solid, non-flowing wastes are placed for disposal. For the purposes of this Part and 35 Ill. Adm. Code 811 through 815, a waste pile is a landfill, unless the operator can demonstrate that the wastes are not accumulated over time for disposal. At a minimum, such demonstration must include photographs, records, or other observable or discernible information, maintained on a yearly

basis, that show that within the preceding year the waste has been removed for utilization or disposal elsewhere.

57. The demolition waste formerly at the Site including, but not limited to, brick, chunks of brick and mortar, broken concrete, wood and metal was "inert waste" as that term is defined in Section 810.103 of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 810.103, and thus "solid waste" as that term is defined in Section 810.103 of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 810.103.

58. The solid waste at the Site was unconfined such that it could enter the environment by being emitted into the air or groundwater. Respondents deposited and accumulated solid waste at the Site, which constituted "disposal" as that term is defined in Section 810.103 of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 810.103.

59. Respondents placed and accumulated solid waste at the Site for disposal. Accordingly, the Site was a "landfill" as that term is defined in Section 810.103 of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 810.103.

60. The accumulation of waste at the Site also constituted a "waste pile" as that term is defined in Section 810.103 of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 810.103. As a "waste pile," the Site was also a "landfill."

61. Respondents developed and operated a landfill at the Site, without first filing an initial facility report with Illinois EPA to provide information concerning location and disposal practices of the facility.

62. By operating a landfill without first filing an initial facility report, Respondents violated Section 815.201 of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 815.201, and thereby also violated Sections 21(d)(2) of the Act, 415 ILCS 5/21(d)(2) (2014).

63. Respondents disposed of solid waste at the Site having failed to file an initial facility report, thus not meeting the requirements of the Act and the Board's Waste Disposal Regulations promulgated thereunder.

64. By disposing of solid waste at a site not fulfilling the requirements of the Act and the Board's Waste Disposal Regulations, Respondents violated Section 21(e) of the Act, 415 ILCS 5/21(e) (2014).

PRAYER FOR RELIEF

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order against Respondents, DEMOLITION EXCAVATING GROUP, INC., RHONDA FISHER and EDWARD FISHER:

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

B. Finding that Respondents have violated Sections 21(d)(2) and (e) of the Act, 415 ILCS 5/21(d)(2) and (e) (2014), and Section 815.201 of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 815.201;

C. Ordering Respondents to cease and desist from any further violations of the Act;


D. Assessing against Respondents a civil penalty of \$50,000.00 for each violation of the Act and associated regulations, and an additional civil penalty of \$10,000.00 for each day the violation continued, pursuant to Section 42(a) of the Act, 415 ILCS 5/42(a) (2014);

E. Ordering Respondents to pay all costs, including expert witness, consultant and attorney fees, expended by the Complainant in pursuit of this action pursuant to Section 42(f) of the Act, 415 ILCS 5/42(f) (2014); and,

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

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: 
ANDREW B. ARMSTRONG, Chief
Environmental Bureau
Assistant Attorney General

MATTHEW A. WALKER
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CERTIFICATE OF SERVICE

I hereby certify that I did on February 16, 2017, send by Certified Mail, with postage thereon fully prepaid, by depositing in a United States Post Office Box in Springfield, Illinois, a true and correct copy of the document entitled Notice of Filing and Complaint to:

Demolition Excavating Group, Inc.
c/o Rhonda Fisher, President
7841 Warner Road
Manito, IL 61546-8150

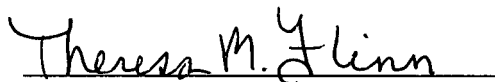
Rhonda Fisher
7841 Warner Road
Manito, IL 61546-8150

Edward W. Fisher
7841 Warner Road
Manito, IL 61546-8150



Theresa M. Flinn
Administrative Secretary
Environmental Bureau

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this Certificate of Service 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 he verily believes the same to be true.



Theresa M. Flinn
Administrative Secretary
Environmental Bureau