

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS, )  
LISA MADIGAN, Attorney General )  
of the State of Illinois, )  
Complainant, )  
vs. )  
OASIS INDUSTRIES, INC., an )  
Illinois corporation, )  
Respondent. )

RECEIVED  
CLERK'S OFFICE

NOV 22 2004

STATE OF ILLINOIS  
Pollution Control Board

PCB No. 05-98  
(Enforcement - Air)

NOTICE OF FILING

TO: H.E. Hanson, Esq. P.C.  
4721 Franklin Ave., Suite 1500  
Western Springs, IL 60558-1720

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board a Complaint, Notice of Filing, and a Certificate of Service on behalf of the People of the State of Illinois, a copy of which is attached and herewith served upon you.


Section 103.204(f) of the Pollution Control Board Procedural Rules, 35 Ill. Adm. Code 103.204(f) provides: "Failure to file an answer to this complaint within 60 days may have severe consequences. Failure to answer will mean that all allegations in the complaint will be taken as if admitted for purposes of this proceeding. If you have any questions about this procedure, you should contact the hearing officer assigned to this proceeding, the Clerk's Office or an attorney."

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

LISA MADIGAN  
Attorney General  
State of Illinois

BY:

  
ZEMEHERET BEREKET-AB  
Assistant Attorney General  
Environmental Bureau  
188 W. Randolph St., 20th Flr.  
Chicago, IL 60601  
(312) 814-3816

DATE: November 22, 2004

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED  
CLERK'S OFFICE

NOV 22 2004

STATE OF ILLINOIS  
Pollution Control Board

PEOPLE OF THE STATE OF ILLINOIS,  
LISA MADIGAN, Attorney General of the  
State of Illinois,

Complainant,

v.

OASIS INDUSTRIES, INC., an Illinois  
corporation,

Respondent.

PCB No. 05-98  
(Enforcement - Air)

**COMPLAINT**

Complainant, PEOPLE OF THE STATE OF ILLINOIS, by LISA MADIGAN, Attorney General of the State of Illinois, complains of Respondent, OASIS INDUSTRIES, INC., as follows:

**COUNT I**

**OPERATING A MAJOR SOURCE WITHOUT A CAAPP PERMIT**

1. This Complaint is brought by Lisa Madigan, Attorney General of the State of Illinois, 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 (2002).

2. The Illinois EPA is an administrative agency of the State of Illinois, created pursuant to Section 4 of the Act, 415 ILCS 5/4 (2002), and charged, *inter alia*, with the duty of the enforcing the Act.

3. Respondent, Oasis Industries, Inc. ("Oasis"), is an Illinois Domestic Corporation in good standing incorporated in the State of Illinois on December 30, 1982.

4. Since July 1997, Oasis owns and operates a plant that manufactures fiberglass bathtubs and shower stalls located at 1600 Mountain Road, Aurora, Kane County, Illinois ("Facility"). Oasis uses spray booths to mold polyester resins and other raw materials into the desired products. Emission units at the Facility include fiberglass/resin spray lay-up stations, gelcoat spray booths, skincoat spray booths, and final coat spray booths.

5. These emission units are a major source because they emit or have the potential to emit more than 10 tons per year of volatile organic material ("VOM"), an air pollutant.

6. Oasis was required to file a CAAPP permit application with the Illinois EPA within 12 months of beginning operations in July 1997.

7. Oasis did not file a CAAPP permit application until September 22, 1999, two years after it was required to do so. A CAAPP was issued to Oasis on November 20, 2003.

8. On May 17, 2002, the Illinois EPA inspected the Facility and discovered that the Facility was operating without a Clean Air Act Permit Program ("CAAPP") permit.

9. Section 39.5(1) of the Act, 415 ILCS 5/39.5(1)(2002), titled, Definitions, provides the following relevant definitions:

"CAAPP" means the Clean Air Act Permit Program.

"CAAPP Permit" or "permit" means any permit issued, renewed, amended, modified or revised pursuant to Title V of the Clean Air Act.

"CAAPP Source" means any source for which the owner or operator is required to obtain a CAAPP permit.

"Emission unit" means any part or activity of a stationary source that emits or has the potential to emit any air pollutant.

"Major source" shall mean a source for which emissions of one or more air pollutants meet the criteria for major status.

"Owner or operator" means any person who owns, leases, operates, controls, or supervises a stationary source.

"Stationary Source" means any building structure, facility, or installation, that emits or may emit any regulated air pollutant.

10. Oasis is an owner or operator because it owns and operates a stationary source.
11. The Facility is a stationary source because it is a structure or facility that emits or may emit regulated air pollutants such as VOM.
12. Section 39.5(2)(c)(i)(A) and (2)(c)(iii)(A) of the Act, 415 ILCS 5/39.5(2)(c)(i)(A) and (2)(c)(iii)(A) (2002), provides as follows:
  - C. For purposes of this Section the term “major source” means any source that is:
    - i. A major source under Section 112 of the Clean Air Act, which is defined as:
      - A. For pollutants other than radionuclides, any stationary source or group of stationary sources located within a contiguous area and under common control that emits or has the potential to emit, in the aggregate, 10 tons per year (TPY) or more of any hazardous air pollutant...
    - iii. A major stationary source as defined in part D of Title I of the Clean Air Act including:
      - A. For ozone nonattainment areas, sources with the potential to emit 100 tons or more per year of volatile organic compounds or oxides of nitrogen in areas classified as “marginal” or “moderate”, 50 tons or more per year in areas classified as “serious”, 25 tons or more per year in areas classified as “severe”...
13. Section 39.5(4)(x) of the Act, 415 ILCS 5/39.5(4)(x)(2002) titled, Transition, provides the following:
  - x. The owner or operator of a new CAAPP source shall submit its complete CAAPP application consistent with this subsection within 12 months after commencing operation of such source...
14. Section 39.5(6)(b) of the Act, 415 ILCS 5/39.5(6)(b)(2002), titled, Prohibitions, provides as follows:
  - b. After the applicable CAAPP permit or renewal application submittal date, as specified in subsection 5 of this Section, no person shall operate a CAAPP source without a CAAPP permit unless the complete CAAPP permit or renewal application for such source has been timely submitted to the Agency.
15. The Facility is a major source because it emitted 15.7 tons per year (“TPY”) of Styrene Resin, a hazardous air pollutant (“HAP”) and it has the potential to emit

greater than 25 TPY VOM in an area classified as severe nonattainment for ozone. The major source was constructed in an area classified as severe nonattainment for ozone.

16. Oasis was required to file a CAAPP permit application within 12 months of beginning operations in July 1997. On September 22, 1999, Oasis applied for a CAAPP permit.

17. By failing to apply for a CAAPP permit until September 22, 1999, two years after it was required to do so, Respondent violated Section 39.5(6)(b), of the Act, 415 ILCS 5/39.5(6)(b) (2002).

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order in favor of Complainant and against Respondent with respect to Count I:

1. Authorizing a hearing in this matter at which time the Respondent will be required to answer the allegations herein;
2. Finding that Respondent has violated Section 39.5(6)(b) of the Act;
3. Assessing a civil penalty against Respondent in the amount of Fifty Thousand Dollars (\$50,000.00) for each violation of Section 39.5(6)(b) of the Act, with an additional civil penalty of Ten Thousand Dollars (\$10,000.00) per day for each day during which violation continues;
4. Ordering Respondent to pay all costs pursuant to Section 42(f) of the Act, including attorney, expert witness and consultant fees expended by the State in its pursuit of this action, and;
5. Granting such other relief as the Board deems appropriate.

## COUNT II

### **CONSTRUCTION OF A MAJOR SOURCE IN VIOLATION OF NEW SOURCE REVIEW**

1 - 6. Complainant realleges and incorporates by reference herein, paragraphs 1 through 5 and paragraph 15 of Count I as paragraphs 1 through 6 of this Count II.

7. Section 9(a) of the Act, 415 ILCS 5/9(a) (2002), provides as follows:

No person shall:

(a) Cause or threaten or allow the discharge or emission of any contaminant into the environment of any State so as to cause or tend to cause air pollution in Illinois, either alone or in combination with contaminants from other sources, or so as to violate regulations or standards adopted by the Board under this Act;

8. Section 3.315 of the Act, 415 ILCS 5/3.315 (2002), defines "person" as follows:

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

9. Oasis is a person as that term is defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2002).

10. Section 203.201 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 203.201, titled, Prohibition, provides as follows:

In any nonattainment area, no person shall cause or allow the construction of a new major stationary source or major modification that is major for the pollutant for which the area is designated a nonattainment area, except as in compliance with this Part for that pollutant. In areas designated nonattainment for ozone, this prohibition shall apply to new major stationary sources or major modifications of sources that emit volatile organic materials or nitrogen oxides.

11. In 1997, Oasis constructed a major stationary source in an area designated severe nonattainment for ozone. Oasis modified the source in 1998.

12. On July 25, 1997, the Illinois EPA issued to Oasis a joint construction and operating permit #97070058 which established a yearly limit of 15.75 tons per year ("T/Yr") of VOM emissions.

13. On August 31, 1998, the Illinois EPA issued to Oasis a joint construction and operating permit #98020084 with a total yearly VOM emission of 8.80 T/Yr.

14. On January 6, and March 15, 2003, Oasis submitted data to the Illinois EPA which documented VOM emissions for calendar years 1999, 2000, 2001 and 2002.

15. The data submitted by Oasis to the Illinois EPA showed the following total emissions of VOM.

<u>Year</u>	<u>VOM Emissions</u>
1999	20.03 (T/Yr)
2000	18.73 (T/Yr)
2001	23.77 (T/Yr)
2002	34.13 (T/Yr)

16. As the above data shows, Oasis emitted VOM in excess of the permitted levels. Emitting VOM in excess of permitted levels triggers NSR and therefore is tantamount to the construction of a major source or major modification.

17. By emitting VOM in excess of the permitted levels, Respondent constructed a major source and/or major modification in violation of 35 Ill. Adm. Code 203.201 and thereby also violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2002).

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order in favor of Complainant and against Respondent with respect to Count II:

1. Authorizing a hearing in this matter at which time the Respondent will be required to answer the allegations herein;
2. Finding that Respondent has violated Section 9(a) of the Act and 35 Ill. Adm. Code 203.201;
3. Ordering Respondent to cease and desist from any further violations of Section 9(a) of the Act and 35 Ill. Adm. Code 203.201;
4. Assessing a civil penalty against Respondent in the amount of Fifty Thousand Dollars (\$50,000.00) for each violation of Section 9(a) of the Act, and 35 Ill. Adm. Code 203.201 with an additional civil penalty of Ten Thousand Dollars (\$10,000.00) per day for each day of violation of Section 9(a) of the Act and 35 Ill. Adm. Code 203.201;

5. Ordering Respondent to pay all costs pursuant to Section 42(f) of the Act, including attorney, expert witness and consultant fees expended by the State in its pursuit of this action; and
6. Granting such other relief as the Board deems appropriate and just.

### COUNT III

#### **FAILURE TO MEET WITH THE LOWEST ACHIEVABLE EMISSION RATE ("LAER") REQUIREMENTS**

1 - 6. Plaintiff realleges and incorporates by reference herein, paragraphs 1 through 6 of Count II as paragraphs 1 through 6 of this Count III.

7. Section 203.301(b) and (d)(1)(2)(3), of the Board Air Pollution Regulations, 35 Ill. Adm. Code 203.301(b) and (d)(1)(2)(3), titled, Lowest Achievable Emission Rate, provides as follows:

(b) The owner or operator of a new major stationary source shall demonstrate that the control equipment and process measures applied to the source will produce LAER.

(d) The owner or operator shall provide a detailed showing that the proposed emission limitations constitute LAER. Such a demonstration shall include:

- (1) A description of the manner in which the proposed emission limitation was selected, including a detailed listing of information resources,
- (2) Alternative emission limitations, and
- (3) Such other reasonable information as the Agency may request as necessary to determine whether the proposed emission limitation is LAER.

8. Section 203.302(a)(1)(D) of the Board Air Pollution Regulations, 35 Ill. Adm. Code 203.302(a)(1)(D), titled, Maintenance of Reasonable Further Progress and Emission Offsets, provides as follows:

- a) The owner or operator of a new major source or major modification shall provide emission offsets equal to or greater than the allowable emissions from the source or the net increase in emissions from the modification sufficient to allow the Agency to determine that the source or modification will not interfere with reasonable further progress



as set forth in Section 173 of the Clean Air Act (42 U.S.C. 7401 et. seq.).

- (1) For new major sources or major modifications in ozone nonattainment areas the ratio of total emission reductions provided by emission offsets for volatile organic material or nitrogen oxides to total increased emissions of such contaminants shall be as follows:

- (D) 1.3 to 1 in areas classified as severe;

9. Oasis operates in an area designated severe nonattainment for ozone.

10. At the time of the construction and modification of the Facility, Oasis obtained construction permits with monthly and annual emission limits set at a level below that required for major sources for the purpose of the Board New Source Review regulations.

11. Oasis emitted VOM in excess of the permitted levels. By emitting VOM in excess of the permitted levels, Oasis failed to produce LAER and provide emission offsets as required by 35 Ill. Adm. Code 203.301(b) and (d)(1)(2)(3) and 203.302(a)(1)(D). By such failure, Oasis failed to comply with the Board NSR regulations, including LAER and offset requirements.

12. By failing to comply with the Board NSR regulations including LAER and offset requirements, Respondent violated Section 9(a) of the Act, 415 ILCS 5/9(a)(2002) and 35 Ill. Adm. Code 203.301(b) and (d)(1)(2)(3) and 203.302(a)(1)(D).

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order in favor of Complainant and against Respondent with respect to this Count III.

1. Authorizing a hearing in this matter at which time the Respondent will be required to answer the allegations herein.

2. Finding that Respondent has violated Section 9(a) of the Act, 415 ILCS 5/9(a)(2002) and 35 Ill. Adm. Code 203.301(b)(d) and (1)(2)(3) and 203.302(a)(1)(D);

3. Assessing a civil penalty against Respondent in the amount of Fifty Thousand Dollars (\$50,000.00) for each violation of Section 9(a) of the Act, and 35 Ill. Adm. Code 203.301(b) and (d)(1)(2)(3) and 203.302(a)(1)(D) with an additional civil penalty of Ten Thousand Dollars (\$10,000.00) for each day of violation;
4. Ordering Respondent to pay all costs pursuant to Section 42(f) of the Act, including attorney, expert witness and consultant fees expended by the State in its pursuit of this action; and
5. Granting such other relief as the Board deems appropriate and just.

#### COUNT IV

##### **FAILURE TO TIMELY SUBMIT AN EMISSIONS REDUCTION MARKET SYSTEM ("ERMS") APPLICATION**

- 1 - 6. Plaintiff realleges and incorporates by reference herein, paragraphs 1 through 6 of Count III as paragraphs 1 through 6 of this Count IV.
7. Section 9.8(b) of the Act, 415 ILCS 5/9.8(b) (2002), provides as follows:

The Agency shall design an emissions market system that will assist the State in meeting applicable post-1996 provisions under the CAAA of 1990, provide maximum flexibility for designated sources that reduce emissions, and that takes into account the findings of the national ozone transport assessment, existing air quality conditions, and resultant emission levels necessary to achieve or maintain attainment.
8. Section 205.130 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 205.130, titled, Definitions, provides the following pertinent definitions:

“Allotment” means the number of allotment trading units (ATUs) allotted to a source by the Agency, as established in the source’s CAAPP permit.

“Baseline emissions” means a participating sources’ VOM emissions for the seasonal allotment period based on historical operations.

“Participating source” means a source operating prior to May 1, 1999, located in the Chicago ozone nonattainment area, that is required to obtain a CAAPP permit and has baseline emissions of at least 10 tons, as specified in Section 205.320(a) of this Part, or seasonal emissions of at least 10 tons in any seasonal allotment period beginning in 1999.

"Seasonal allotment period" means the period from May 1 through September 30 of each year.

"Seasonal emissions" means actual VOM emissions at a source that occur during a seasonal allotment period.

9. Section 205.310(a)(2) of the Board Air Pollution Regulations, 35 Ill. Adm. Code 205.310(a)(2), titled, ERMS Application, provides as follows:

The owner or operator of each participating source or new participating source shall submit to the Agency an ERMS application in accordance with the following schedule:

(2) For any source that first becomes a participating source because its VOM emissions increase to 10 tons or greater during any seasonal allotment period beginning with 1999, on or before December 1 of the year of the first seasonal allotment period in which its VOM emissions are at least 10 tons, provided that this emissions increase is not a major modification pursuant to 35 Ill. Adm. Code 203;

10. Oasis is a participating source as it has been operating prior to May 1, 1999, is located in the Chicago ozone nonattainment area, is required to obtain a CAAPP permit and has a baseline emissions of at least 10 tons in any seasonal allotment period beginning in 1999.

11. Beginning in at least 2001, Oasis had seasonal emissions in excess of 10 tons per season.

12. Oasis was required to submit an ERMS baseline application no later than December 1, 2001.

13. Oasis did not submit its ERMS baseline application until January 14, 2003, thirteen months after it was required to do so.

14. By failing to timely submit its ERMS baseline application, Oasis violated the Board Air Pollution Regulations, 35 Ill. Adm. Code Section 205.310(a)(2).

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order in favor of Complainant and against Respondent with respect to this Count IV:

1. Authorizing a hearing in this matter at which time the Respondent will be required to answer the allegations herein;
2. Finding that Respondent has violated 35 Ill. Adm. Code 205.310(a)(2);
3. Assessing a civil penalty against Respondent in the amount of Fifty Thousand Dollars (\$50,000.00) for each violation 35 Ill. Adm. Code 205.310(a)(2) with an additional civil penalty of Ten Thousand Dollars (\$10,000.00) per day of violation;
4. Ordering Respondent to pay all costs pursuant to Section 42(f) of the Act, including attorney, expert witness and consultant fees expended by the State in its pursuit of this action; and
5. Granting such other relief as the Board deems appropriate and just.

#### **COUNT V**

#### **EXCEEDING PERMIT LIMITS**

1 - 6. Complainant realleges and incorporates by reference herein, paragraphs 1 through 6 of Count IV as paragraphs 1 through 6 of this Count V.

7. Section 9(b) of the Act, 415 ILCS 5/9(b) (2002), provides as follows:

No Person shall:

- b. Construct, install, or operate any equipment, facility, vehicle, vessel, or aircraft capable of causing or contributing to air pollution or designed to prevent air pollution, of any type designated by Board regulations, without a permit granted by the Agency, or in violation of any conditions imposed by such permit.

8. On August 31, 1998, the Illinois EPA issued to Oasis Joint Construction and Operating permit No. 98020084, for a gelcoat spray booth, a skincoat spray booth, and two final coat spray booths.

9. Condition 1 of Joint Construction and Operating Permit No. 98020084 provides, in part, as follows:

Material usage and volatile organic material (VOM) emissions of the gelcoat, skincoat, and final coat spray booths shall not exceed the following limits:

<u>Material</u>	Material	Usage	VOM	VOM	VOM	Emissions
	<u>(T/Mo)</u>	<u>(T/Yr)</u>	<u>Content</u>	<u>Loss</u>	<u>(T/Mo)</u>	<u>(T/Yr)</u>
			<u>(%)</u>	<u>(%)</u>		
Gelcoat	3.60	43.2	11.7	3.1	0.01	0.16
Resin						
Skin	6.12	73.5	29.0	5.4	0.10	1.15
Coat						
Resin						
Final	10.01	120.1	48.0	13.0	0.62	<u>7.49</u>
Coat						
Resin						
					Total	8.80

10. Beginning sometime prior to 2001, a date better known to Oasis, Oasis exceeded the annual and/or monthly VOM limits for gelcoat, skincoat, and final coat spray booths subject to Condition 1 of Joint Construction and Operating Permit No. 98020084.

11. By exceeding its annual and/or monthly VOM limits for gelcoat, skincoat and final coat spray booths, Oasis violated Section 9(b) of the Act, 415 ILCS 5/9(b) (2002), and Condition 1 of Joint Construction and Operating Permit No. 98020084.

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order in favor of Complainant and against Respondent with respect to this Count V:

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

2. Finding that Respondent has violated Section 9(b) of the Act and Condition 1 of Joint Construction and Operating Permit No. 98020084.

3. Assessing a civil penalty against Respondent in the amount of Fifty Thousand Dollars (\$50,000.00) for each violation of the Act and permit conditions with an additional civil penalty of Ten Thousand Dollars (\$10,000.00) per day of violation; .

4. Ordering Respondent to pay all costs pursuant to Section 42(f) of the Act, including attorney, expert witness and consultant fees expended by the State in its pursuit of this action; and

5. Granting such other relief as the Board deems appropriate and just.

## COUNT VI

### **FAILURE TO FILE ACCURATE AND COMPLETE ANNUAL EMISSIONS REPORTS**

1 - 6 Complainant realleges and incorporates by reference herein, paragraphs 1 through 6 of Count V as paragraphs 1 through 6 of this Count VI.

7. Section 201.302(a) of the Board Air Pollution Regulations, 35 Ill. Adm. Code 201.302(a), titled, Reports, provides as follows:

The owner or operator of any emission unit or air pollution control equipment, unless specifically exempted in this Section, shall submit to the Agency as a minimum, annual reports detailing the nature, specific emission units and total annual quantities of all specified air contaminant emissions; provided, however, that the Agency may require more frequent reports where necessary to accomplish the purposes of the Act and this Chapter.

8. Section 254.132(a) of the Board Air Pollution Regulations, 35 Ill. Adm. Code 254.132(a), titled, Failure to File a Complete Report, provides as follows:

Failure to file a complete Annual Emissions Report by the applicable deadlines prescribed in Section 254.137(a) of this subpart shall be a violation of this part and 35 Ill. Adm. Code 201.302(a).

9. Oasis failed to file complete and accurate Annual Emission Reports ("AERs") for calendar years 1999 through 2001 in that VOM and HAP emissions were not correctly reflected in its reports.

10. On January 14, 2003, Oasis filed revised reports for calendar years 1999 through 2001, which were also incorrect.

11. To the date of filing of this Complaint, Oasis has not filed corrected AERs for calendar years 1999 through 2001. Oasis did timely provide AERs for calendar years 2002 and 2003.

12. By failing to file corrected AERs for calendar years 1999 through 2001, Oasis violated Section 9(a) of the Act, 35 Ill. Adm. Code 201.302(a) and 254.132(a).

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order in favor of Complainant and against Respondent with respect to this Count VI.

1. Authorizing a hearing in this matter at which time the Respondent will be required to answer the allegations herein;
2. Finding that Respondent has violated Section 9(a) of the Act and 35 Ill. Adm. Code 201.302(a) and 254.132(a);
3. Assessing a civil penalty against Respondent in the amount of Fifty Thousand Dollars (\$50,000.00) for each violation of the Act and 35 Ill. Adm. Code 201.302(a) and 254.132(a) with an additional civil penalty of Ten Thousand Dollars (\$10,000.00) per day of violation;
4. Ordering Respondent to pay all costs pursuant to Section 42(f) of the Act, including attorney, expert witness and consultant fees expended by the State in its pursuit of this action; and
5. Granting such other relief as the Board deems appropriate and just.

PEOPLE OF THE STATE OF ILLINOIS  
LISA MADIGAN, Attorney General  
State of Illinois

MATTHEW J. DUNN, Chief,  
Environmental Enforcement  
Asbestos Litigation Division

By: \_\_\_\_\_  
ROSEMARIE CAZEAU, Chief  
Environmental Bureau  
Assistant Attorney General

Of Counsel:

ZEMEHERET BEREKET-AB  
Assistant Attorney General  
Environmental Bureau North  
188 West Randolph Street, 20<sup>th</sup> Floor  
Chicago, Illinois 60601  
(312) 814-3816  
(312) 814-2347 - fax

**CERTIFICATE OF SERVICE**

I, the undersigned, certify that I have served the attached Complaint, Notice of Filing, and Certificate of Service via United States Postal certified mail upon the following person:

H.E. Hanson, Esq. P.C.  
Attorney at Law  
4721 Franklin Avenue  
Suite 1500  
Western Springs, IL 60558-1720



---

ZEMEHERET BEREKET-AB  
Assistant Attorney General  
Environmental Bureau  
188 W. Randolph St., 20th Flr.  
Chicago, Illinois 60601