

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED  
CLERK'S OFFICE  
NOV 26 2003

PEOPLE OF THE STATE OF ILLINOIS )

ex rel. GARY W. PACK, )

McHenry County State's Attorney, )

Complainant, )

Vs. )

MICHAEL STRINGINI, )

Respondent. )

PCB 01-43

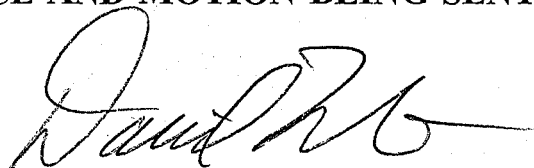
(RCRA Enforcement)

STATE OF ILLINOIS  
Pollution Control Board

AMENDED NOTICE OF FILING

TO: SEE ATTACHED SERVICE LIST

On the date indicated below, the Plaintiff mailed its MOTION FOR ORDER TO PRODUCE AT HEARING PURSUANT TO PCB 101.614,, a copy of same being attached hereto and served upon you. **COMPLAINANT STIPULATES THAT RESPONDENT MAY RESPONSE TO THIS MOTION BY DECEMBER 8. 2003 WITHOUT THE NEED FOR ADDITIONAL ORDERS BY THE HEARING OFFICER BASED ON COMPLAINANT'S ORIGINAL NOTICE AND MOTION BEING SENT TO THE WRONG ADDRESS.**

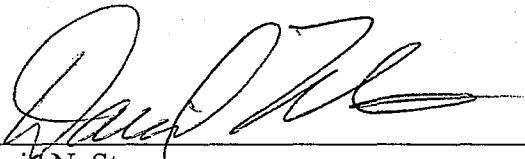


David N. Stone, Assistant State's Attorney,  
Gary W. Pack, McHenry County State's  
Attorney

CERTIFICATE OF SERVICE

I, David N. Stone, an Assistant State's Attorney in this case, do certify that I caused to be mailed this 24<sup>TH</sup> day of November, 2003, the foregoing NOTICE OF FILING upon the persons listed on the attached service list by certified mail in an envelope bearing sufficient postage with

the United States Postal Service located at 1050 Country Club Road, Woodstock, Illinois 60098.

  
\_\_\_\_\_  
David N. Stone

## SERVICE LIST

Case No. PCB 01-43

NAME:

POLLUTION CONTROL BOARD CLERK  
JAMES R THOMPSON CENTER STE 11-500  
100 W RANDOLPH STREET  
CHICAGO IL 60601

MR MICHAEL STRINGINI  
1108 WESTOVER LANE APT 2A  
SCHAUMBURG IL 60193

PAUL JAGIELLO  
ILLINOIS EPA  
9511 WEST HARRISON ST  
DESPLAINES IL 60016

INTEREST:

ORIGINAL PLUS FOUR COPIES

Defendant

Non record Attorney for  
IEPA

Gary W. Pack, McHenry County State's Attorney  
David N. Stone, Assistant State's Attorney  
McHenry County Government Center  
2200 N. Seminary Ave.  
Woodstock, IL. 60098  
815 334 4159  
Atty No. 02744309

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**MOTION FOR ORDER TO PRODUCE AT HEARING  
PURSUANT TO PCB 101.614**

Now comes the Complainant and moves the Hearing Officer pursuant to PCB 101.614 to order the Defendant, Michael Stringini to produce the following materials at the hearing on civil penalty:

a. All records of receipts of money from Sloan Valve Company during the calendar years 1980 through 1984 for Defendant's receiving foundry sand from Sloan Valve that was delivered to the Zimmerman Property in Union, Illinois.

b. Defendant's individual state and federal income tax returns for the calendar years 1980 through 1984 and the calendar years 2001 and 2002.

c. A current financial statement listing Defendant's current assets and liabilities.

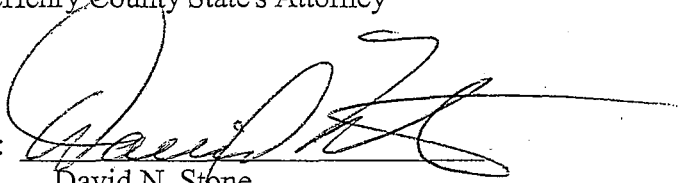
This information is relevant to the matter under consideration being the amount of civil penalty that should be assessed and is information that the Pollution Control Board in its INTERIM OPINION AND ORDER dated October 16, 2003 specifically directed the parties to address at the hearing on the penalty phase of the proceeding.

This information was not specifically requested during the discovery and discovery in this case is closed. The Complainant would not normally be interested in providing this information since it tends to go, in large part, to mitigation. Since the Defendant is pro se, he should be ordered to provide this information so that the evidence adduced at the hearing will be inclusive of what the Boards INTERIM ORDER deemed necessary to impose a civil penalty.

Respectfully submitted,

GARY W. PACK  
McHenry County State's Attorney

By:



David N. Stone  
Assistant State's Attorney

DATE: November 5, 2003  
Gary W. Pack, McHenry County State's Attorney  
David N. Stone, Assistant State's Attorney  
McHenry County Government Center  
2200 N. Seminary Ave.  
Woodstock, IL. 60098  
815 334 4159  
Atty No. 02744309