

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
JAMES STUTSMAN,)
)
Respondent.)

AC 05-70

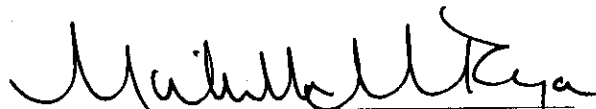
(IEPA No. 145-05-AC)

NOTICE OF FILING

To: James Stutsman
8443 County Road 1100E
Bath, Illinois 62617

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 COMPLAINANT'S STATEMENT OF HEARING COSTS.

Respectfully submitted,



Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

Dated: October 11, 2006

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ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
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v.)	(IEPA No. 145-05-AC)
)	
JAMES STUTSMAN,)	
)	
Respondent.)	

COMPLAINANT'S STATEMENT OF HEARING COSTS

NOW COMES the Complainant, the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY ("Illinois EPA"), by and through its attorney, Michelle M. Ryan, pursuant to 35 Ill. Adm. Code 108.502 and the Order of the Pollution Control Board ("Board") in this case dated September 21, 2006, and presents its Statement of Costs for this case as follows:

Mileage (Springfield-Havana and return) 100 miles @ \$.405/mile	\$40.50
Copying/clerical/mailing fees (estimated)	\$35.00
	<hr/>
TOTAL CLAIMED:	\$75.50

WHEREFORE, the Complainant requests that the Board order the defendant to pay \$75.50 to Illinois EPA for its hearing costs in this case.

ILLINOIS EPA, Complainant,

DATED: October 11, 2006

BY: 
 MICHELLE M. RYAN
 Special Assistant Attorney General
 1021 North Grand Avenue East
 Springfield, IL 62702-4059
 (217) 782-5544

STATE OF ILLINOIS)
) SS
COUNTY OF SANGAMON)

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Pollution Control Board

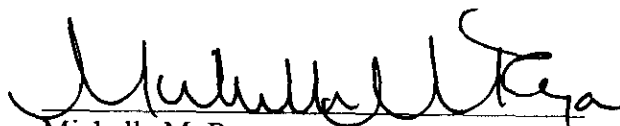
AFFIDAVIT

I, Michelle M. Ryan, being first duly sworn upon oath, depose and state as follows:

1. I am employed by the Illinois Environmental Protection Agency ("Illinois EPA"), as Assistant Counsel for the Bureau of Land.
2. As part of my duties, I am responsible for the preparation of Administrative Citations issued by the Illinois EPA and the negotiation and litigation of appeals filed pursuant to such Administrative Citations. As part of my job experience, I have also submitted travel vouchers for reimbursement.
3. I have reviewed the Illinois EPA Division of Legal Counsel File 145-05-AC, which relates to AC 05-70, *Illinois EPA v. James Stutsman* for the purpose of determining the costs expended by Illinois EPA.
4. I was the Illinois EPA attorney assigned to handle the hearing for AC 05-70, which was held in Havana. I was required to travel from Springfield to Havana and back for the hearing. The Illinois Department of Transportation map of the State of Illinois indicates that the distance between Springfield and Havana is 50 miles. Based on my own job experience, I am aware that the approved mileage reimbursement rate in May 2005 was \$.405 per mile.
5. As the attorney currently assigned to handle Administrative Citations, I am aware that Illinois EPA incurs costs for copying documents, preparation of documents for mailing and service, and certified and first class mailings. Based upon my review of File 05-70-AC, I estimate that these

costs expended by Illinois EPA on this Administrative Citation through the hearing date approximate \$35.00.

FURTHER AFFIANT SAYETH NOT.

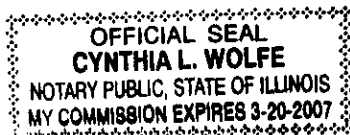


Michelle M. Ryan

Subscribed and Sworn to before
me this 11th day of October, 2006.



Notary Public



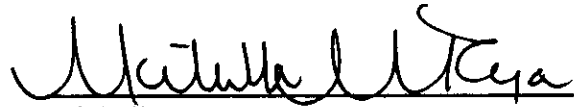
PROOF OF SERVICE

I hereby certify that I did on the 11th day of October, 2006, send by U.S. Mail 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 COMPLAINANT'S STATEMENT OF HEARING COSTS

To: James Stutsman
8443 County Road 1100E
Bath, Illinois 62617

and the original and nine (9) true and correct copies of the same foregoing instruments

To: Dorothy Gunn, Clerk
Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601



Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
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