BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, |) |
|--|--------|
| Complainant, |) |
| v. | |
| |) |
| JASON D. and ANGELA R. MARRS d/b/a MARRS HAULING, LANDSCAPING |) |
| AND MORE, |)) |
| Respondents. |) |

AC 09-55

(IEPA No. 130-09-AC)

NOTICE OF FILING

To: Blake Weaver, Esq. Novak Weaver Solberg 130 W. Main St. Urbana, IL 61801

PLEASE TAKE NOTICE that on this date I electronically filed 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: March 10, 2011

Electronic Filing - Received, Clerk's Office, March 10, 2011

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| ILLINOIS ENVIRONMENTAL |) | |
|----------------------------------|---|----------------------|
| PROTECTION AGENCY, |) | |
| |) | |
| Complainant, |) | AC 09-55 |
| |) | |
| V. |) | (IEPA No. 130-09-AC) |
| Υ |) | |
| JASON D. & ANGELA R. MARRS d/b/a |) | |
| MARRS HAULING, LANDSCAPING & |) | |
| MORE, |) | |
| |) | |
| Respondents. |) | |

)

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 March 3, 2011, and presents its Statement of Costs for this case as follows:

| Mileage (Springfield-Champaign and return) 170 miles @ \$.55/mile | \$93.50 |
|---|----------|
| Copying/clerical/mailing fees (estimated) | \$35.00 |
| TOTAL CLAIMED: | \$128.50 |

WHEREFORE, the Complainant requests that the Board order the defendant to pay \$128.50 to

Illinois EPA for its hearing costs in this case.

ILLINOIS EPA, Complainant,

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

DATED: March 10, 2011

STATE OF ILLINOIS)) SS COUNTY OF SANGAMON)

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 130-09-AC, which relates to AC 09-55, *Illinois EPA v. Jason D. & Angela R. Marrs d/b/a Marrs Hauling, Landscaping & More*, 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 09-55, which was held in Champaign. I was required to travel from Springfield to Champaign and back for the hearing. The Illinois Department of Transportation map of the State of Illinois indicates that the distance between Springfield and Champaign is 85 miles. Based on my own job experience, I am aware that the approved mileage reimbursement rate in May 2010 was \$.55 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 130-09-AC, I estimate that these

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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 10th day of March, 2011.

lès Notary Publi

OFFICIAL SEAL DAWN A. HOLLIS NOTARY PUBLIC, STATE OF ILLINOIS 3 MY COMMISSION EXPIRES 8-19-2012

PROOF OF SERVICE

I hereby certify that I did on the 10th day of March, 2011, 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 POST-HEARING BRIEF OF COMPLAINANT

To: Blake Weaver, Esq. Novak Weaver Solberg 130 W. Main St. Urbana, IL 61801

and the original of the same foregoing instrument on the same date by electronic filing

To: John Therriault, 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 (217) 782-5544