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STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
November 9, 2011

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
) AC 10-30
v.) (Administrative Citation)
)
FRANCES KLINK,)
)
Respondent.)

ORIGINAL

HEARING REPORT

On November 8, 2011, a hearing in this matter was held at the Jackson County Courthouse in Murphysboro, Illinois. Attorney Daniel Brenner appeared on behalf of the complainant. Respondent appeared *pro se*.

Witness Credibility

Three witnesses testified during the hearing:

Mr. Don Terry
Ms. Frances Klink
Mr. Larry Klink

Exhibits

Complainant's inspection report dated May 11, 2010 was admitted into the record as Exhibit 1, and the narrative was admitted into the record as Exhibit 2. Respondent brought photographs of the site, as well as receipts, for the purpose of demonstrating that some clean-up had occurred. These documents were not admitted into the record, and respondent decided not to submit them as an offer of proof.

Briefing Schedule

Complainant will file its brief by January 31, 2012. Respondent's brief is due by February 29, 2012. If no brief is received by that date, it may be assumed that respondent will not be filing a brief. The mailbox rule will apply.

IT IS SO ORDERED.

Carol Webb

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
217/524-8509
webbc@ipcb.state.il.us

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class on November 9, 2011, to each of the persons on the service list below.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on November 9, 2011:

John T. Therriault
 Illinois Pollution Control Board
 James R. Thompson Center
 100 W. Randolph St., Ste. 11-500
 Chicago, Illinois 60601

Carol Webb

Carol Webb
 Hearing Officer
 Illinois Pollution Control Board
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 P.O. Box 19274
 Springfield, Illinois 62794-9274
 217/524-8509
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SERVICE LIST

AC 2010-030
 *
 Frances Klink
 81 Our Lane
 Murphysboro, IL 62966

AC 2010-030
 Daniel Brenner
 Jackson County State's Attorney Office
 Jackson County Courthouse, 3rd Fl.
 Murphysboro, IL 62966