

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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JAN 07 2013

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Complainant,

v.

STEVEN B. MEUSER & DEBORAH S.,
MEUSER and MEUSER
CONSTRUCTION & EXCAVATION

Respondent.

AC

13-21

(IEPA No. 231-12-AC)



ORIGINAL

NOTICE OF FILING

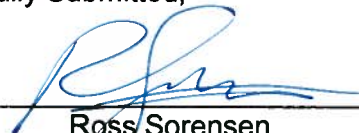
To: Clerk of the Illinois Pollution Control Board
State of Illinois Center
100 West Randolph, Suite 11-500
Chicago, IL 60601

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 61794-9276
Attention: Division of Legal Counsel

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 First Amended Petition for Review of Steven B. Meuser and Meuser Construction & Excavation, Respondents.

Dated: January 4, 2013.

Respectfully Submitted,



Ross Sorensen

Martensen & Niemann
Ross Sorensen (ARDC# 6307056)
140 North Taft Street
P.O. Box 146
Paxton, Illinois 60957

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FIRST AMENDED PETITION FOR REVIEW

I, Steven B. Meuser, individually and on behalf of my wife, DEBORAH S. MEUSER, and as President of Meuser Construction & Excavation, by and through my attorneys, Martensen & Niemann, hereby petition the Illinois Pollution Control Board for a hearing to contest the Administrative Citation dated October 5, 2012 for the following reasons:

1. Meuser Construction was unable to prevent the violation due to uncontrollable circumstances.
2. Such circumstances include the timing and sorting of loads as they were deposited at said premises, the contents of loads already on the site, and the unfortunate timing of the imminent sale of my mother's home and the removal of items from that home.

Respectfully Submitted,

STEVEN B. MEUSER
MUERSER CONSTRUCTION & EXCAVATION

By:

Ross Sorensen, Attorney

Martensen & Niemann
Ross Sorensen (ARDC# 6307056)
140 North Taft Street
P.O. Box 146
Paxton, Illinois 60957