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RUSSELL L. SIMMONS, CLERK
IN THE COMMON PLEAS COURT
CLERMONT COUNTY, OHIO

STATE OF OHIO, ex rel.
LEE FISHER
ATTORNEY GENERAL OF OHIO,

CASE NO. 92CV0329

JUDGE _____

Plaintiff,

v.

WAYNE and DIANE KLEKAMP
d/b/a BROADRIPPLE MOBILE HOME
PARK, et al.,

Defendants.

92 CV 329

CONSENT ORDER BETWEEN THE STATE OF OHIO AND
DEFENDANTS JOHN JONES, JAMES GLASS, SR.,
JAMES FRALEY, JAMES HALL, JOHN JONES CONSTRUCTION
COMPANY, GLASS & JONES PARTNERSHIP, AND
BROADRIPPLE MANAGEMENT COMPANY, INC.

The Plaintiff, State of Ohio, ex rel. Lee Fisher, Attorney General of Ohio ("State" or "Plaintiff"), having filed the Complaint in this action against Defendants Wayne and Diane Klekamp, John Jones ("Jones"), James Glass, Sr. ("Glass"), James Fraley ("Fraley"), James Hall ("Hall"), John Jones Construction Company ("JJCC"), Glass & Jones Partnership ("G&JP"), and Broadripple Management Company, Inc. ("BNCI"), to enforce the State of Ohio's safe drinking water laws and the rules promulgated thereunder concerning the Defendants' drinking water maintenance practices at the Broadripple Mobile

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Home Park located at Robinwood Drive, Moscow, Clermont County, Ohio (the "facility"), and Plaintiff and Defendants Jones, Glass, Fraley, Hall, JJCC, G&JP and BMCI having consented to the entry of this Consent Order;

Therefore, without trial or admission of any issue of law or of fact, and upon the consent of the Plaintiff and Defendants Jones, Glass, Fraley, Hall, JJCC, G&JP and BMCI hereto, it is hereby ORDERED, ADJUDGED and DECREED as follows:

I. PERSONS BOUND

The provisions of this Consent Order shall apply to and be binding upon Defendants Jones, Glass, Fraley, Hall, JJCC, G&JP and BMCI. Said provisions shall in no way apply to and be binding upon Defendants Wayne and Diane Klekamp.

II. SATISFACTION OF LAWSUIT

Compliance with the terms of this Consent Order shall constitute full satisfaction of any civil liability by Defendants Jones, Glass, Fraley, Hall, JJCC, G&JP and BMCI for all claims against said Defendants alleged in the Complaint in this matter. Nothing in this Consent Order shall be construed so as to limit the authority of the State of Ohio to seek relief for claims or conditions not alleged in the Complaint, including violations or conditions which occur after the filing of the Complaint. The State of Ohio hereby specifically reserves the right to proceed against any other party including, but not limited to, Wayne and Diane Klekamp for the violations alleged in the Complaint in this matter.

III. JURISDICTION AND VENUE

The Court has both personal and subject matter jurisdiction over Defendants Jones, Glass, Fraley, Hall, JJCC, G&JP and BNCI. The Complaint states a claim upon which relief can be granted against Defendants Jones, Glass, Fraley, Hall, JJCC, G&JP and BNCI under Chapter 6109. of the Ohio Revised Code ("ORC") and the rules promulgated thereunder. Venue is proper in this Court.

IV. PERMANENT INJUNCTION

Defendants Jones, Glass, Fraley, Hall, JJCC, G&JP and BNCI are hereby permanently enjoined and ordered to comply with ORC Chapter 6109. and the rules promulgated thereunder.

V. CIVIL PENALTY

It is hereby ordered that Defendants Jones, Glass, Fraley, Hall, JJCC, G&JP and BNCI shall pay a civil penalty of fifteen thousand dollars (\$15,000.00). This civil penalty shall be paid by check made payable to "Treasurer, State of Ohio," which check shall be delivered by mail, or otherwise, to Shane A. Farolino, Assistant Attorney General, Office of the Attorney General, Environmental Enforcement Section, State Office Tower, 30 East Broad Street, 25th Floor, Columbus, Ohio 43266-0410, within thirty (30) days of the Court's entry of this Consent Order.

VI. RETENTION OF JURISDICTION

The Court will retain jurisdiction of this action for the purpose of overseeing that Defendants Jones, Glass, Fraley,

Hall, JJCC, G&JP and BMCI carry out the terms and conditions of this Consent Order and comply with ORC Chapter 6109. and the rules adopted thereunder.

VII. COURT COSTS

Defendants Jones, Glass, Fraley, Hall, JJCC, G&JP and BMCI shall pay the court costs in this matter.

ENTERED THIS _____ day of APR 29 1992, 1992.

[Signature]

JUDGE
CLERMONT COUNTY COURT OF
COMMON PLEAS

APPROVED:

STATE OF OHIO, ex rel.
LEE FISHER
ATTORNEY GENERAL OF OHIO

[Signature]

DONALD A. LANE (0034974) *at per*
Keating, Meuthing & Klemp
1800 Provident Tower *and Houston*
One East Fourth Street
P.O. Box 1800
Cincinnati, Ohio 45202

[Signature]

SHANE A. FAROLINO (0040310)
LAUREN C. ANGELL (0042615)
Assistant Attorneys General
Environmental Enforcement Section
30 East Broad Street, 25th Floor
Columbus, Ohio 43266-0410
(614) 466-2766

Counsel for Defendants

Counsel for Plaintiff
State of Ohio

John Jones

**JOHN JONES, Individually
and on behalf of John Jones
Construction Company, as its
President**

James Glass, Sr.

**JAMES GLASS, SR., Individually
and on behalf of Glass & Jones
Partnership, as a General Partner**

James Fraley

**JAMES FRALEY, Individually
and on behalf of Broadripple
Management Company, Inc., as its
President**

James J. Hall

JAMES HALL

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