

IN THE COURT OF COMMON PLEAS

HARRISON COUNTY, OHIO

STATE OF OHIO, ex rel. :
WILLIAM J. BROWN :
ATTORNEY GENERAL OF OHIO, :
Plaintiff, : Case No. 81-225-16190
vs. :
CONSOLIDATION COAL COMPANY, : Judge Edward D. Mosser
Defendant. :

CONSENT JUDGMENT

Plaintiff having filed a Complaint in this matter, and the parties having consented without trial to the entry of this Consent Judgment, it is,

ORDERED, ADJUDGED, and DECREED as follows:

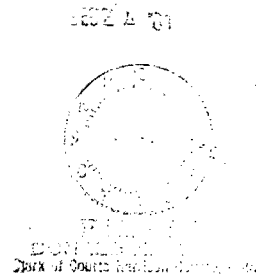
I.

This Court has jurisdiction of the subject matter herein and of the parties consenting hereto. The Complaint states a claim upon which relief may be granted against Defendant under Chapter 3704, Revised Code.

II.

The provisions of this Consent Judgment shall apply to and be binding upon the parties to this action, their officers, directors, agents, servants, employees and successors; in addition, the provisions of this Consent Judgment shall apply to all persons, firms, corporations, agencies, and other entities having notice of this Consent Judgment and who are, or will be, acting in concert and privity with Defendant or its officers, directors, agents, servants, employees, and successors.

Filed
12.24.81



III.

Defendant shall complete all on-site construction or installation of emission control equipment or devices concerning all four (4) thermal dryers at its Georgetown Plant by September 16, 1982.

IV.

Defendant shall not operate any of the four (4) thermal dryers referred to in paragraph III above at its Georgetown Plant on or after December 16, 1982 without having applied for and obtained a permit to operate such source(s) from Ohio EPA.

V.

Defendant shall at all times maintain and operate the air contaminant sources and emissions control equipment or devices so as to comply with applicable air quality emission regulations and permits.

VI.

The Court retains jurisdiction of this case for the purpose of making any order or decree which may be necessary to carry out the provisions of this Judgment.

VII.

Defendant shall pay court costs.

Edward D. Mosser
JUDGE

APPROVED:

W. M. J. BROWN
ATTORNEY GENERAL OF OHIO

BY:

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CONSOLIDATION COAL COMPANY

BY:

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DEC 21 1981



FILED
DONALD N. JONES
Court of Appeals for the Sixth Circuit, Hamilton County, Ohio