

IN THE COURT OF COMMON PLEAS

MEDINA COUNTY, OHIO

1983 NOV 15 PM 3:01

FILED
JEAN WATERS
MEDINA COUNTY
CLERK OF COURTS

STATE OF OHIO, ex rel
ANTHONY J. CELEBREZZE, JR.
ATTORNEY GENERAL OF OHIO

CASE NO. 41944
83 CV 0659

Plaintiff

v.

JUDGE WHITFIELD

~~DYMO OIL~~ CORPORATION, et al

Defendants

CONSENT JUDGMENT

The complaint having been filed on May 26, 1983, and Plaintiff and Defendants Dymo Oil Corporation and William D. Barry having consented to this Consent Judgment without trial or adjudication of any issue of fact or law herein,

NOW, THEREFORE, before the taking of any testimony, upon the pleadings, and upon consent of the above-stated parties, it is ORDERED, ADJUDGED, and DECREED as follows:

I

This Court has jurisdiction over the parties consenting to this decree, and over the subject matter of this action. The complaint states a claim upon which relief may be granted under Chapter 1509, Revised Code.

II

This Consent Judgment applies to Defendants, their agents, employees, and successors, and to all persons, firms, corporations and other entities having notice of the Judgment and acting in privity with Defendants.

III

Defendants are permanently enjoined from placing saltwater as defined in O.A.C. 1501:9-3-01 (E) and other oil field wastes onto the lands or waters of this State in a manner other than that approved by the Chief of the Division of Oil and Gas pursuant to R.C. 1509.22.

MEDINA COUNTY COURT OF COMMON PLEAS - STATE OF OHIO MEDINA COUNTY, SS.
I hereby certify that this is a true copy of the original on file in said Court
WITNESS my hand and the seal of said Court, at Medina, Ohio this 17th day
of November 1983. Jean Waters, Clerk of Courts
By *[Signature]* Deputy

IV

Defendants are permanently enjoined from constructing and maintaining saltwater storage pits which do not comply with the provisions of Rule 1501:9-3-08 of the Administrative Code.

V

^{Dymo Oil Corporation}
Defendants/ shall pay a civil penalty of one thousand dollars. Payment shall be made within fifteen days after entry of this Consent Judgment by delivering to Counsel for the State a check in that amount payable to "Treasurer, State of Ohio". Defendants shall pay court costs.

VI

This Consent Judgment shall in no way relieve the Defendants of their obligations, if any, to comply with any other Local, State, or Federal law in any way related to the substance of this Consent Judgment.

VII

The Court retains jurisdiction for the purpose of making any order decree necessary to carry out this Judgment.

H. Neil S. Whitfield
Judge, Court of Common Pleas

Date

APPROVED:

Dominic J. Hanket

DOMINIC J. HANKET
Assistant Attorney General
Attorney for Plaintiff

Richard L. Larabee

Richard L. Larabee
Larabee and Cooper
Attorney for Defendants