

IN THE COURT OF COMMON PLEAS
FRANKLIN COUNTY, OHIO

STATE OF OHIO, ex rel. :
WILLIAM J. BROWN, :
ATTORNEY GENERAL OF OHIO : Case No. C79CV-11-5404
30 East Broad Street :
Columbus, Ohio 43215, : Judge Wright
Plaintiff, :
vs. :
WHITE PETROLEUM COMPANY, INC. :
P. O. Box 20 : JUDGMENT ENTRY
Shirley, Indiana 47384, :
Defendant. :

TERMINATED

By agreement of the parties and for good cause shown, the Court makes the following findings of fact and orders herein.

- 1) This Court has jurisdiction of this cause.
- 2) The Defendant White Petroleum Company, Inc. denies all allegations in Plaintiff's Complaint not previously admitted to be true, and denies that it took or failed to take any action which would make it liable under Plaintiff's Complaint and allegations.
- 3) In order to dispose of this cause without further proceeding, the parties have agreed that the Defendant White Petroleum Company, Inc. shall take the following actions in full and final settlement of all claims asserted in said Complaint and any other related claims, whether or not plead, which could have been asserted in said Complaint through the date hereof arising pursuant to Chapters 3704., 3734., and 6111. of the Ohio Revised Code regarding gasoline spills or leaks, if any, at the Defendant's gasoline station located at 3699 Agler Road:
 - a) Pay to the State the sum of \$7,500.00; and
 - b) if the gasoline tanks located upon or under the Defendant's gasoline station are to be removed anytime before April 30, 1982, the Defendant shall give the State at least three (3) days prior notice of the time and date of such removal.

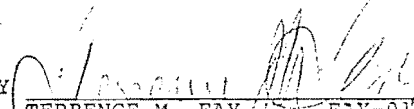
Such sum shall be paid by the payment of \$1,500.00 on the date of this Entry and \$1,000.00 on the 15th day of June and each month thereafter until total payments are \$7,500.00, which payments shall be by check payable to the "Treasurer of State of Ohio," and credited to the general fund. Such notice shall be given in writing to the Office of Emergency Response, Ohio Environmental Protection Agency, 361 East Broad Street, Columbus, Ohio 43215.

WHEREFORE, upon agreement of the parties but without any determination upon the merits by the Court or admission by the Defendant, it is hereby Ordered, Adjudged and Decreed that Defendant White Petroleum, Inc., shall give the Office of Emergency Response of Ohio EPA three (3) days prior written notice of the date and time the gasoline tanks are removed from its gasoline station located at 3699 Agler Road, Columbus, Ohio, but only if such removal is to occur on or before April 30, 1982, and shall deliver to Plaintiff's attorney, checks payable to the Treasurer of State of Ohio to the credit of the general fund the sum of \$7,500.00 in the following installments: \$1,500.00 upon the date of this Entry and \$1,000.00 on the 15th day of June, 1980 and each month thereafter until total payments are \$7,500.00. Such notice and payment shall constitute a full and final determination of all of the claims asserted in the Complaint filed in the above-entitled matter, and any other related claims, whether or not plead, which could have been asserted in said Complaint through the date hereof arising under Chapters 3704., 3734., and 6111. of the Ohio Revised Code regarding gasoline spills or leaks, if any, at the Defendant's gasoline station.


HON. CRAIG WRIGHT, JUDGE

Approved:

WILLIAM J. BROWN
ATTORNEY GENERAL OF OHIO

BY 
TERRENCE M. FAY FAY-01
Assistant Attorney General

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CLERK OF COURT
1980 MAY 20 11 12 21

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CLERK OF COURT