

2011 OSI Convictions/Sentences

Plea Date	Sentence Date	County	Court Venue	Defendants	Nature of Offense	Felony	Mis-demeanor	Jail Time Served (days)	Jail Suspended (months)	Home Arrest (months)	Probation (years)	Community Service (hours)	Fines	Restitution	Other
1/6/11	6/3/11	Cuyahoga	Northern District of Ohio (Judge Lioi)	Stricker Refinishing	Clean Water Act Violation (CWA). Violation of Approved Pretreatment Program	1					2		\$30,000	\$20,000 (Ducks Unlimited)	\$400 special assessment fee.
1/6/11	6/3/11	Cuyahoga	Northern District of Ohio (Judge Lioi)	Greg Stricker (Stricker Refinishing)	Clean Water Act Violation (CWA)	1					2	500	\$30,000	\$25,000 (Ducks Unlimited)	
1/6/11	6/3/11	Cuyahoga	Northern District of Ohio (Judge Lioi)	Tom Stricker (Stricker Refinishing)	Clean Water Act Violation (CWA)	1					2	500	\$30,000	\$25,000 (Ducks Unlimited)	
2/1/11	3/16/11	Putnam	Putnam County Comon Pleas Court (Judge Ranall Basinger)	Rick McPheron (John Pack Jr. Tire Case)	Open Dumping	1					1	100	\$250	\$173.95 (Pleasant Twp)	If McPheron violates any terms of his sentence he will be sentenced to two years in jail.
2/4/11	2/4/11	Ashtabula	Ashtabula Court of Common Pleas (Judge Alfred Mackay)	ASTRI	Operating an unlicensed scrap tire facility, ORC 3734.81(A).	1							\$10,000 (Suspended if he cleans up the tires in the trailer)		
2/4/11	2/4/11	Ashtabula	Ashtabula Court of Common Pleas (Judge Alfred Mackay)	Sanford Schroll (ASTRI)	Operating an unlicensed scrap tire facility, ORC 3734.81(A).	1					2		\$10,000 (Suspended if he cleans up the tires in the trailer)		If Schroll does not clean up the tires he could face 2 years in prison.
2/17/11	2/17/11	Darke	Darke County Municipal Court (Judge Julie Monnin)	Don. Brewer	One misdemeanor count for water pollution, ORC 6111.		1						\$1,500	\$2,500 (OEPA, DSW) \$1,000 (DERR)	
2/17/11	5/26/11	Belmont	United States District Court for the Southern District of Ohio Eastern Division (Federal Judge Peter Economus)	Dave Barch (Ohio Valley Coal)	One misdemeanor count for negligently failing to accurately report releases under the Clean Water Act (CWA)		1				1	104	\$2,500		Pay a special assesment fee of \$25
3/28/11	6/22/11	Belmont	United States District Court for the Southern District of Ohio Eastern Division (Federal Judge Peter Economus)	Donald Meadows (Ohio Valley Coal)	One misdemeanor count of negligently violating the conditions and limits of an NPDES permit		1				1	156	\$2,500		
3/9/11	3/9/11	Portage	Portage County Municipal Court (Judge Oswick)	US Liquids	One misdemeanor count for water pollution, ORC 6111.		1						\$5,000 (\$3,750 suspended) Must pay \$1,250	\$2,500 (OEPA, DSW)	The jail time and \$3,750 of the fine is suspended if the defendant pays the \$1,250 fine and \$2,500 restitution within 60 days.
3/9/11	3/9/11	Portage	Portage County Municipal Court (Judge Oswick)	Mark Fuerst (US Liquids)	One misdemeanor count for water pollution, ORC 6111.		1						\$5,000 (\$3,750 suspended) Must pay \$1,250	\$2,500 (OEPA, DSW)	The jail time and \$3,750 of the fine is suspended if the defendant pays the \$1,250 fine and \$2,500 restitution within 60 days.
4/4/11	4/4/11	Fairfield	Fairfield County Municipal Court (Judge Harris)	Sharon Crist (Brookdale MHP)	One misdemeanor count for falsifying drinking water documents, ORC 2921.13 (A)(3).		1				5		\$250		Crist must forfeit her drinking water certification and cannot have any of her relatives work at the drinking water plant. The drinking water plant must be operated by a third party. The jail time will be imposed if Sharon Crist violates the terms of her probation

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4/18/11	4/18/11	Franklin	Franklin County Municipal Court	Moses Gyapong (Garden Terrace Dumping)	One misdemeanor count of violating ORC 2923.02-Attempt (for illegal disposal of hazardous waste)		1		6		5		\$250	\$2,316 (OEPA)	Moses Gyapong and Teresa Arhin are suppose to pay a combined \$2,316 to OEPA for clean up costs with in 24 months.
4/18/11	4/18/11	Franklin	Franklin County Municipal Court	Teresa Arhin (Garden Terrace Dumping)	One misdemeanor count of violating ORC 2923.02-Attempt (for illegal disposal of hazardous waste)		1		6		5		\$250		Moses Gyapong and Teresa Arhin are suppose to pay a combined \$2316 to OEPA for clean up costs with in 24 months.
4/21/11	8/23/11	Jefferson	United States District Court for the Southern District of Ohio Eastern Division	Honey Creek Contracting Company (Dave Sugar)	One felony Count of Conspiracy Four felony counts of violating the Clean Air Act (CAA) rules (asbestos - NESHAP)	5					3		\$30,000		Company must pay for baseline X-rays for employees. Additionally, Honey Creek is to pay a special assessment of \$2000.
4/21/11	8/23/11	Jefferson	United States District Court for the Southern District of Ohio Eastern Division	Dave Sugar	One felony Count of Conspiracy Four felony counts of violating the Clean Air Act (CAA) rules (asbestos - NESHAP)	5		30		5.0	3		\$10,000		The 21 weeks of home confinement will include electronic monitoring. Sugar is to pay a special assesment of \$500 and the costs of his intermittent incarceration and home confinement/electronic monitoring.
5/18/11	5/18/11	Richland	Richland County Court of Common Pleas (Judge James Henson)	Sammy Green Deskins (Ammon Troyer Tire Case)	One feony count for illegal transportation of scrap tires (ORC 3734.83 (A).	1			24		2	100	\$1,000		
5/20/11	5/20/11	Fairfield	Fairfield County Court of Common Pleas (Judge Chris Martin)	BBU Environmental	One felony count for illegal treatment of hazardous waste	1							\$10,000	\$15,000 (OEPA)	
5/20/11	5/20/11	Fairfield	Fairfield County Court of Common Pleas (Judge Chris Martin)	Steve Schmeltzer (BBU Environmental)	One misdemeanor count for criminal endangering		1					100	\$1,000	\$1000 (OEPA)	
6/9/11	9/7/11	Meigs	United States District Court (Judge Peter Economus)	John Anderson (Pomeroy WWTP)	False statements Under the Clean Water Act (33 U.S.C. §1319 (c)(4)). Specifically, making false statemenst to the Ohio EPA related to the operation of the sewage tremenat plant that services the City of Pomeroy	1				12	3	104	\$2,000		As a result of the court order, Mr Anderson will never again oprate a sewage treatment plant
7/19/11	7/19/11	Defiance	City of Defiance Municipal Court Jundg John T. Rohrs III	Mike Scranton	Falsifying drinking water documents submitted to OEPA		1				1		\$1,000		Scranton must also pay court costs and the judge ordered revocation of his certification.
7/26/11	7/26/11	Pickaway	Circleville Municipal Court (Judge Dunn)	Keith Carroll	One misdemeanor count of illegal admission of an air contaminant through open burning of construction and demolition debris (ORC 3734.05)		1		12			150	\$1,000		
7/28/11	11/18/11	Franklin	United States District Court (Magistrate Terance Kemp & Judge Graham)	Columbus Steel Casting	Six Felony counts for violating the Clean Air Act (CAA). The vilocations included failing to operate air pollution controls, failing to report violations, failing to perform required monitoring , and failing to conduct stack testing to demonstrate compliance with the CAA.	6					1		\$660,000	\$70,000 (Grange Insurance Audobon Center) \$95,000 (Physicians Free Clinic)	Company was ordered to instll interlock devices designed to shut down emission sources when the associated air pollution control equipment is not in operation. Probation will be waived if they pay the fines and install the interlock devices. Pay a \$400 special assesment to the court. Also, required to install leak detection equipment on air pollution device B3700
9/12/11	9/12/11	Lawrence		Harry Wilks	One misdemeanor count for littering		1		2		1				

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9/20/11	9/20/11	Seneca	Seneca County Common Pleas Court (Judge Shuff)	Cheyene Bloom (C & C Disposal)	One misdemeanor count for illegal emission of an air contaminate.		1						\$7,500	\$2,500 (OEPA)	By order of the court he was given two years to pay the fine/restitution. Placed on two years of community control.
10/25/11	10/26/11	Crawford	Crawford County Court of Common Pleas (Judge Wiseman)	Travis Powell (Powell, Travis Tire Case)	Open Dumping of Scrap Tires (ORC 3734.03)	1			24		3	50			
10/25/11	10/25/11	Crawford	Crawford County Court of Common Pleas (Judge Wiseman)	Jeffrey Lawhun (Powell, Travis Tire Case)	Open Dumping of Scrap Tires (ORC 3734.03)	1		60			3	200	\$2,500		A violation of community control could result in 2 years of incarceration
10/25/11	10/25/11	Wood	Northern District of Ohio (Judge James Knepp, II)	Toledo Facility, LLC (Phillips Services Corporation)	Illegally discharging wastewater into the City of Toledo sewer system								\$112,500	\$37,500 (OEPA)	
11/28/11	1/10/12	Lucas	Lucas County Court of Common Pleas (Judge Duhart)	Greg Kuch (State Tank and Remediation)	One Felony count for Tampering with Records (ORC 2313.42)	1									Sentencing is scheuled for January 10, 2010.
Total						28	13	90	82	17.0	46	2064	\$938,500	\$301,990	

Highlights

31 convictions
28 felonies
13 misdemeanors
90 days of actual jail time
82 months of suspended jail time
17 months of home arrest
46 years of probation
2064 hours of community service
\$1,240,490 in fines and restitution