

CLERK COMMON
PLEAS COURT
LICKING CO., OHIO

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GARY R. WALTERS
CLERK

**IN THE COURT OF COMMON PLEAS
LICKING COUNTY, OHIO**

STATE OF OHIO, *ex rel.*
MICHAEL DEWINE
OHIO ATTORNEY GENERAL

CASE NO. 13 CV 1273

JUDGE MARCELAIN

Plaintiff,

v.

THOMAS LILLY, et al.

Defendants.

AGREED TO ORDER OF CONTEMPT

On April 26, 2016, the State of Ohio by its Attorney General, filed charges in contempt of court stating that Defendant Chad Jones was in contempt of the Consent Order entered by this Court on July 7, 2015 (the "Consent Order") based on his failure to pay the civil penalty due January 7, 2016. Mr. Jones agrees that he is in violation of the Consent Order by failing to pay the penalty in violation of the Consent Order, and is in contempt thereof.

It is ORDERED AND ADJUDGED that Defendant Jones is in contempt of the July 7, 2015 Consent Order. However, it is ORDERED AND ADJUDGED that Defendant may purge himself of this contempt and satisfy the terms and conditions of the Consent Order, upon Defendant Jones' full and complete satisfaction of the compliance requirements as set forth in this Agreed Order.

1. Defendant Jones is ORDERED to make payments according to the following schedule:

- a. The first payment of \$2,500 is due on or before July 5, 2016;
- b. The second payment of \$2,500 is due on or before August 5, 2016;
- c. The third payment of \$2,500 is due on or before September 5, 2016;
- d. The fourth and final payment of \$2,500 is due on or before October 5, 2016.

2. Defendant shall make payments by delivering to Scott Hainer, Environmental Enforcement Section, 30 East Broad Street, 25th Floor, Columbus, Ohio 43215, a certified check for the applicable amounts as stated in Paragraph 1, above, payable to the order of "Treasurer, State of Ohio." The memorandum portion of the check, or some other prominent location on the transmittal letter or documentation, shall include a reference to "A.G. EAGO No. 469489."

3. If Defendant misses any of the scheduled payments as set forth in Paragraph 1 above, all remaining payments along with interest as set forth in R.C. 5703.47 accruing from the date of entry of the July 7, 2015 Consent Order shall become due and owing immediately.

4. In the event that Defendant fails to purge his contempt, the Court shall conduct a hearing for the purpose of imposing a sanction pursuant to R.C. § 2705.05 and this Court's inherent powers.

5. All court costs of this action shall be assessed against the Defendant.

6. Nothing in this Agreed Order shall be construed to limit the authority of the State to seek relief from the Defendant for: (A) claims or violations not referenced in the Charges in Contempt filed April 26, 2016; or (B) any violations arising out of acts or omissions first

occurring after the entry date of this Agreed Order. Notwithstanding any provision in this Agreed Order to the contrary, Defendant retains all rights, defenses, and/or claims he may legally raise to the extent that the State seeks further relief from the Defendant in the future, or in any action brought to enforce the terms of this Agreed Order.

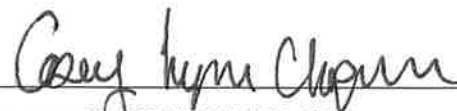
SIGNED AT NEWARK, LICKING COUNTY, OHIO, THIS ____ DAY OF JULY, 2016




JUDGE MARCELAIN
LICKING COUNTY COMMON PLEAS
COURT

APPROVED:

MICHAEL DEWINE
OHIO ATTORNEY GENERAL



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Pro se

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