

**COURT OF COMMON PLEAS  
BUTLER COUNTY, OHIO**

**STATE OF OHIO**

**Plaintiff**

**vs.**

**TRI E TECHNOLOGIES, LLC**

**Defendant**

**CASE NO. CR2009-05-0801**

**POWERS, J.**

**JUDGMENT OF CONVICTION ENTRY**

On June 29, 2010 defendant's sentencing hearing was held pursuant to Ohio Revised Code Section 2929.19. The Court has considered the record, the charges, the defendant's Guilty Finding by Jury, and findings as set forth on the record and herein, oral statements, any victim impact statement and pre-sentence report, as well as the principles and purposes of sentencing under Ohio Revised Code Section 2929.11, and has balanced the seriousness and recidivism factors of Ohio Revised Code Section 2929.12 and whether or not community control is appropriate pursuant to Ohio Revised Code Section 2929.13. Further, the Court has considered the defendant's present and future ability to pay the amount of any sanction, fine or attorney's fees and the court makes no finding at this time of the defendant's ability to pay attorney fees.

**The Court finds that the defendant has been found guilty of:**

**FAILURE TO PREPARE A MANIFEST** as to Count One, a violation of Revised Code Section 3734.11~O.A.C.3745-52-20 an unclassified felony. With respect to this Count, the defendant is hereby sentenced to:

Pay a fine in the amount of \$10,000.00 to the Butler County Clerk of Courts.

**ILLEGAL TRANSPORTATION OF HAZARDOUS** as to Count Two, a violation of Revised Code Section 3734.025(F) an unclassified felony. With respect to this Count, the defendant is hereby sentenced to:

Pay a fine in the amount of \$10,000.00 to the Butler County Clerk of Courts.

**ILLEGAL DISPOSAL OF HAZARDOUS WASTE** as to Count Three, a violation of Revised Code Section 3734.02(F) an unclassified felony. With respect to this Count, the defendant is hereby sentenced to:

Pay a fine in the amount of \$10,000.00 to the Butler County Clerk of Courts.

**CRIMINAL DAMAGING OR ENDANGERING** as to Count Five, a violation of Revised Code Section 2909.06(A)(1) a first degree misdemeanor. With respect to this Count, the defendant is hereby sentenced to:

Pay a fine in the amount of \$1,000.00 to the Butler County Clerk of Courts.

**Defendant is ORDERED to pay:**

Costs of prosecution, supervision and any supervision fees permitted pursuant to Revised Code Section 2929.18(A)(4). Attorney fees are not to be assessed as court costs.

Restitution in the amount of \$6,942.00 to the Ohio Environmental Protection Agency, and restitution in the amount of \$2,221.33 to the Ohio Attorney General, both to be forwarded to Ohio Attorney General Environmental Enforcement Section, 30 E. Broad Street, 25<sup>th</sup> Floor, Columbus, OH 43215.

Restitution in the amount of \$16,310.00 to Scott Street Partners XV, LLC, 7755 Montgomery Road, Suite 400, P.O. Box 36381, Cincinnati, OH 45236.

The Court further advised the defendant of all of his/her rights pursuant to Criminal Rule 32, including his/her right to appeal the judgment, his/her right to appointed counsel at no cost, his/her right to have court documents provided to him/her at no costs, and his / her right to have notice of appeal filed on his behalf.

**APPROVED AS TO FORM:**

**ENTER**

**ROBIN N. PIPER  
PROSECUTING ATTORNEY  
BUTLER COUNTY, OHIO**

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**POWERS, J.**

JH/rlm  
August 2, 2010