

FILED
COMMON PLEAS COURT
WAYNE COUNTY, OHIO

2007 JAN 22 AM 8 50

TIM NEAL
CLERK OF COURTS
IN THE COURT OF COMMON PLEAS
WAYNE COUNTY, OHIO

STATE OF OHIO, ex rel. JIM PETRO	:	CASE NO. 06-CV-0287
	:	
Plaintiff,	:	JUDGE MARK. K. WIEST
	:	
v.	:	
	:	
NORTON ENVIRONMENTAL	:	
COMPANY, et al.	:	
	:	Order
Defendants.	:	

This matter came before the Court via Plaintiff State of Ohio's *Motion for Partial Summary Judgment* filed on September 28, 2006. From the evidence presented, the Court finds there is no genuine issue of material fact that Defendant Norton Environmental Company ("Defendant Norton") exceeded its waste placement limits, failed to provide notice, and failed to close Mount Eaton Landfill. The Court grants summary judgment in favor of Plaintiff and against Defendant Norton on Counts One through Three of Plaintiff's Second Amended Complaint. There is no just reason for delay.

JOURNALIZED

IT IS SO ORDERED JAN 22 2007

1/19/07
Date
TIM NEAL
CLERK, WAYNE COUNTY, OHIO

Mark K. Wiest

Judge Mark K. Wiest
Wayne County Court of Common Pleas