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MARIE L. HAUDENSCHILD
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IN THE HARDIN COUNTY COMMON PLEAS COURT
KENTON, OHIO

STATE OF OHIO,	:	
	:	
PLAINTIFF,	:	CASE NO: 20121182 CVH
	:	
VS.	:	
	:	
LOGAN F. MEDLEY,	:	ENTRY
	:	
DEFENDANT.	:	

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This matter came on before the Court on July 22nd, 2013 to establish damages, partial summary judgment of liability having been previously entered per judgment entry filed June 25th, 2013. Present in court was Attorney Robert C. Moorman representing the State of Ohio. Defendant, although duly notified of the hearing, did not appear, nor was he represented by counsel.

Evidence was adduced, and Exhibits 1 and 2 were admitted, and argument had.

The Court finds that:

- 1) Defendant, Logan F. Medley, is liable for 611 days of non-compliance for each offense;

2) The statutory civil penalty for each count is as follows:

Count 1	Operating & Maintaining an Unlicensed Solid Waste Facility	\$10,000/day	\$6,110,000
Count 2	Open Dumping	\$10,000/day	\$6,110,000
Count 3	Unlawful Storage of Scrap Tires	\$5,000/day	\$3,055,000
Count 4	Operating a Scrap Tire Facility Without a Registration/License	\$10,000/day	\$6,110,000
Count 5	Failure to Perform Mosquito Controls	\$ 5,000/day	\$3,055,000;

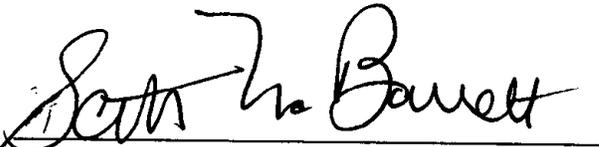
- 3) The State requests a judgment against Defendant of \$733,200.00, being three percent (3%) of the total allowable maximum penalty;
- 4) Defendant, Logan F. Medley, was notified of the maximum penalties per day for each count in the complaint personally served upon him on October 1st, 2012;
- 5) Although advised of the maximum possible penalties, Defendant failed to appear at the hearing on damages to oppose said penalties;
- 6) Testimony established that despite efforts on the part of the Ohio Environmental Protection Agency to require Defendant Medley to comply with the laws applicable to this property, Defendant Medley made no attempt to comply with said laws, subjecting the environment surrounding his property to potential harm;
- 7) The State of Ohio did not present any evidence in support of its

request for attorney fees.

It is therefore the Order of the Court that:

- A) Judgment is granted to the State of Ohio in the sum of \$733,200.00 against Logan F. Medley, together with costs of this action, for which judgment is granted and upon which execution may issue;
- B) Plaintiff's request for award of attorney fees is overruled.

THIS IS A FINAL APPEALABLE ORDER.



Judge Scott N. Barrett

cc: Attorney Robert C. Moorman
Defendant, Logan F. Medley