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

STATE OF OHIO EX REL. MICHAEL DEWINE
Plaintiff

Case No: CV-14-821341

Judge: BRIAN J CORRIGAN

SAADY ABOUHASHEM, ET AL
Defendant

JOURNAL ENTRY

96 DISP.OTHER - FINAL

JUDGMENT ENTRY. OSJ.

COURT COST ASSESSED TO THE DEFENDANT(S).

PURSUANT TO CIV.R. 58(B), THE CLERK OF COURTS IS DIRECTED TO SERVE THIS JUDGMENT IN A MANNER
PRESCRIBED BY CIV.R. 5(B). THE CLERK MUST INDICATE ON THE DOCKET THE NAMES AND ADDRESSES OF ALL
PARTIES, THE METHOD OF SERVICE, AND THE COSTS ASSOCIATED WITH THIS SERVICE.

OSJ- _____
Judge Signature Date

FILED
2016 MAY 20 A 10:29
CLERK OF COURTS
CUYAHOGA COUNTY

IN THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIO

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

Plaintiff,

v.

SAADY ABOUHASHEM, et al.,

Defendants.

CASE NO. CV-14-821341

JUDGE BRIAN J. CORRIGAN

2016 MAY 20 A 10: 29
CLERK OF COURTS
CUYAHOGA COUNTY

FILED

JUDGMENT ENTRY

This Court granted summary judgment in favor of Plaintiff, the State of Ohio, against all Defendants on February 4, 2016.

All Defendants are ordered to comply with R.C. Chapter 3704 and the rules adopted thereunder, including, but not limited to, Ohio Adm.Code Chapter 3745-21-09.

Defendants Saady Abouhashem and Ohio Gas Station 1, Inc. shall not operate the facility located at 14526 Puritas Avenue, Cleveland, Ohio unless they (1) provide written notice to the Cleveland Division of Air Quality (CDAQ) at least 60 days prior to reopening the facility AND (2) decommission the Stage II emission control equipment at the facility, pursuant to Ohio Adm.Code 3745-21-09(DDD)(5)(d), prior to operating the facility. The decommissioning is subject to inspection and approval from CDAQ.

Defendants Saady Abouhashem and Ohio Gas Station 4, Inc. shall not operate the facility located at 30220 Euclid Avenue, Wickliffe, Ohio unless they (1) provide written notice to the

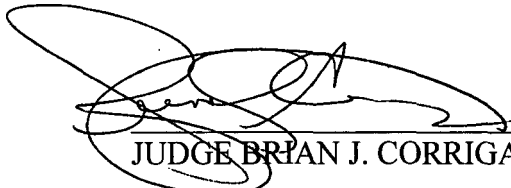
Ohio Environmental Protection Agency's Northeast District Office at least 60 days prior to reopening the facility AND (2) decommission the Stage II emission control equipment at the facility, pursuant to Ohio Adm.Code 3745-21-09(DDD)(5)(d), prior to operating the facility. The decommissioning is subject to inspection and approval from Ohio EPA.

The Court held a hearing regarding civil penalties on April 5, 2016. After considering the four factors espoused in *State ex rel. Brown v. Dayton Malleable, Inc.* (1982) 1 Ohio St. 3d 151—harm and/or the risk of harm to human health and the environment, recalcitrance to the law, economic benefit received for noncompliance, and extraordinary enforcement costs—the court hereby awards Plaintiff \$45,000 in civil penalties. The penalties are broken down as follows: (1) for Tantash, Inc. and Saady Abouhashem, jointly and severally, a civil penalty of \$10,000; (2) for Ohio Gas Station 1, Inc. and Saady Abouhashem, jointly and severally, a civil penalty of \$15,000; and (3) for Ohio Gas Station 4, Inc. and Saady Abouhashem, jointly and severally, a civil penalty of \$20,000.

IT IS SO ORDERED.

Final.

Date: 5-19-2016



JUDGE BRIAN J. CORRIGAN