

STATE OF MICHIGAN
CIRCUIT COURT FOR THE 30TH JUDICIAL CIRCUIT
INGHAM COUNTY

MICHIGAN DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND
ENERGY,

Plaintiff,

v

A.L. SAYLOR EXCAVATING / DEMOLITION,
LLC,

Defendant.

No. 2022-0062-CE

HON. WANDA M. STOKES

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Clawson, MI 48217
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DEFAULT JUDGMENT

At a session of said Court held in the City of Lansing,
County of Ingham, State of Michigan, on the 28 day of MARCH
2023.

PRESENT: DAVID L. JORDAN *fw*
HONORABLE WANDA M. STOKES
Ingham County Circuit Court Judge

This matter having come before the Court on the Motion to Enter Default
Judgment by Plaintiff, the Michigan Department of Environment, Great Lakes, and
Energy (EGLE), against Defendant A.L. Saylor Excavating/Demolition, LLC
(Defendant), this Court finds that:

Plaintiff has duly served Defendant's agent with the Complaint, the Default Request and Entry, and Motion for Entry of Default Judgment, and Defendant has failed to answer or otherwise defend as required by the Michigan Court Rules.

The Court, having considered all the matters presented and having been duly advised of this matter, and for the reasons stated on the record at the hearing for this motion:

IT IS HEREBY ORDERED that:

1. Plaintiff's Motion to Enter Default Judgment is GRANTED.
2. Within thirty (30) days after entry of this Default Judgment, Defendant A.L. Saylor Excavating/Demolition, LLC, shall pay to EGLE \$40,000 in fines plus \$10,725 in attorney fees as requested in the complaint and calculated in Exhibit D of the motion.
3. Defendant shall not engage in demolition of buildings without complying with the applicable National Emission Standards for Hazardous Air Pollutants for Asbestos, 40 CFR Part 61, Subpart M, 61.140 *et seq.* (Asbestos NESHAP), and Rule 942 of Michigan's Air Pollution Control Rules, Mich Admin Code, R 336.1942, that require surveying the buildings for the presence of asbestos and notifying EGLE of the demolition, or else be subject to contempt sanctions.
4. Since Defendant has violated the Asbestos NESHAP and Rule 942 repeatedly as indicated in the Affidavits of Tammy Bell, Joseph Goeddeke, and Detective Daniel Lee (Exhibits 5, 6, and 7 of the motion), this Court shall retain jurisdiction over the action to modify or enforce the terms of this Default Judgment,

or to take any action necessary or appropriate for implementation of this Default Judgment.

for David J. Stokes P24248
HON. WANDA M. STOKES
Circuit Court Judge

LF: SJ Design/A.L. Saylor/AG# 2020-0298589-C-L/Default Judgment 2023-03-014

PROOF OF SERVICE

I hereby certify that I mailed a copy of the above ORDER to each attorney of record, or upon the parties, by placing the true copy in a sealed envelope, addressed to each, with full postage prepaid and placing said envelope in the United States mail at Mason, Michigan, or by electronic email communication pursuant to MCR 2.107(C)(4) on March 28, 2023.

A handwritten signature in blue ink, appearing to read 'Christina Beahan', written over a horizontal line.

Christina Beahan

Judicial Assistant to Hon. Wanda M. Stokes