

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

MICHIGAN DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND
ENERGY,

Plaintiff,

v

SJ DESIGN & CONSTRUCTION, LLC,

Defendant.

No. 20-627-CE

HON. JAMES S. JAMO

Jennifer Matuja (P58226)
Assistant Attorney General
Attorney for Plaintiff
Environment, Natural Resources, and
Agriculture Division
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**STIPULATED ORDER FOR
RESOLUTION OF DEFAULT JUDGMENT**

At a session of the Court held in the City of Lansing,
County of Ingham, State of Michigan, on
the 21 day of November, 2024.

PRESENT: HONORABLE JAMES S. JAMO
Circuit Court Judge

The Michigan Department of Environment, Great Lakes, and Energy (EGLE)
and SJ Design & Construction, LLC (Defendant), by and through their counsel,
stipulate and agree pursuant to MCL 2.119(D) to a proposed Stipulated Order

detailing the requirements for satisfaction of a default judgment against Defendant issued by this Court on September 13, 2021, assessing a fine, attorney fees, and prohibiting Defendant from future violations of state and federal asbestos requirements.

The Parties agree that settling this action is in the public interest and that entry of this Stipulated Order, without further litigation, is the most appropriate means of satisfying the default judgment.

The Parties agree to be bound by the terms of the Order, and state as follows:

1. A default judgment was issued against Defendant on September 13, 2021, for \$30,829.20, payable in thirty days.
2. Defendant failed to pay the amount stated in the default judgment.
3. An additional case against Defendant was filed on September 6, 2024, in Case No. 2024-720-CE, which involves similar facts, but different occurrences. A consent judgment in that case will be filed on the same day as this Stipulation and the Parties' intent is that the consent judgment resolves both Case No. 2024-720-CE, and this case, Case No. 20-627-CE.
4. Upon completion of the requirements detailed in the consent judgment in Case No. 2024-720-CE, the default judgment in this case is resolved.
5. If any of the compliance terms in the consent judgment in Case No. 2024-720-CE have not been satisfied by the dates indicated, the Defendant shall be subject to contempt of court in both cases as well as stipulated penalties as outlined in the consent judgment. Additionally, nothing in this Order affects paragraph

three of the default judgment, which is in full force and effect and states that 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., 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.

6. If Defendant fails to satisfy the requirements detailed in the consent judgment in Case No. 2024-720-CE, then this stipulation is null and void and EGLE may seek enforcement of the original default judgment of \$30,829.20.

IT IS SO ORDERED.

JUDGE JAMES S. JAMO
HONORABLE JAMES S. JAMO
Circuit Court Judge

Approved for entry:

/s/ Jennifer Matuja
Jennifer Matuja (P58226)
Assistant Attorney General
Attorney for Plaintiff
Dated:

Jason Wolf
Jason Wolf
Environment, Great Lakes, and Energy
Dated:

Klint Kesto
Klint Kesto (P69711)
Attorney for Defendant
Dated:

Salem Jiddou
Salem Jiddou
Agent for SJ Design
Dated:

LF: SJ Design/A.L. Saylor (EGLE v) (Post Judg)/AG# 2020-0289589-E/Stipulated Order for Resolution of Default Judgment
2024-10-15

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