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## News Release

FOR IMMEDIATE RELEASE

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### **Health District obtains court injunction to stop illegal dumper**

(Las Vegas, Nev., - November 15, 2004) - The Clark County Health District has obtained a preliminary injunction against a local individual it alleges is Clark County's worst violator of the State's antidumping statutes. District Court Judge Valerie Vega granted the health district's Motion for Preliminary Injunction on October 20, 2004, against, defendants Mark Robert Franks, David DeLeon, Eco Industries, Inc., Under the Son Excavating, Inc. after the defendants failed to appear at the scheduled hearing.

The preliminary injunction prohibits the four defendants and their agents from dumping solid waste in any location in Clark County, Nevada not lawfully designated for such purpose. The health district sued Franks, his associate DeLeon and the two companies Franks reports to operate, alleging that they "regularly engaged in and continue to engage in unlawful disposal of solid waste in Clark County, Nevada by excavating dirt, rocks and other solid waste from various locations throughout Clark County, Nevada pursuant to construction activities and then disposing of said solid waste by dumping it on nearby unapproved or vacant parcels of property instead of disposing of such solid waste at lawfully permitted disposal sites in Clark County, Nevada."

Franks and the entities he operates have been the subject of administrative proceedings conducted by the Solid Waste Management Authority Hearing Officer where administrative penalties have been imposed and cease and desist orders issued, and have repeatedly failed to comply with these orders. The health district is also seeking payment of administrative penalties imposed by the Solid Waste Management Authority Hearing Officer of \$99,000 plus interest.

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