

IN THE IOWA DISTRICT COURT FOR OSCEOLA COUNTY

STATE OF IOWA, ex rel., IOWA)
DEPARTMENT OF NATURAL)
RESOURCES (99AG23542),)
))
Plaintiff,)
))
vs.)
))
SUNRISE FARMS, INC.,)
))
Defendant.)

LAW NO. EQCV019998

**CONSENT ORDER,
JUDGMENT AND DECREE**

The Court is presented with the Plaintiff’s Petition in Equity seeking civil penalties and injunctive relief, pursuant to Iowa Code sections 455B.191(2), 455B.191(5), 455B.386, and 459.603. The Court having read the Petition in Equity, and being otherwise advised by the parties, FINDS:

1. The Court has jurisdiction of the parties and the subject matter of this action and the parties consent to the entry of this Consent Order, Judgment and Decree.

2. The Defendant Sunrise Farms, Inc. (Sunrise Farms), having reviewed the Petition in Equity, hereby admits, for purposes of settlement and this action only, that sufficient evidence exists for the court to enter a finding of the violations alleged in paragraphs seventy-two (72) through seventy-seven (77) of the Petition in Equity.

THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED THAT:

3. Defendant Sunrise Farms shall pay a civil penalty of Forty Six Thousand and no/100 Dollars (\$46,000.00) for the violations admitted herein within ten (10) days of the entry of this Consent Order, Judgment and Decree. The Defendant shall also pay interest pursuant to Iowa Code section 535.3(1) on any amounts not paid when due. Payment of the civil penalty and

any interest shall be made payable to the State of Iowa and forwarded to Assistant Attorney General Jacob Larson at the address below.

4. Defendant Sunrise Farms is permanently enjoined from further violations of Iowa Code sections 455B.186(1), 455B.386, and 459.303(1)(a)(1), 567 Iowa Admin. Code 61.3(2)“c”-“d”, 62.1(1), 64.3(1), 65.7(1)(b)(2), and 131.2, and Operation Permit No. 7200802.

5. The Court retains jurisdiction of this matter to ensure compliance with the terms of this Order.

6. The costs of this action are taxed to the Defendant in the amount of \$ _____
(Clerk to enter).



State of Iowa Courts

Type: OTHER ORDER

Case Number EQCV019998
Case Title STATE OF IOWA EX REL & IDNR VS SUNRISE FARMS INC

So Ordered

Carl J. Petersen, District Court Judge,
Third Judicial District of Iowa