

NEWS RELEASE DECEMBER 3, 2012

Paris, Edgar County, Illinois. On November 23, 2012, Edgar County Airport Manager, Jimmy Wells, authored and signed a letter which purports to serve as an eviction notice to long-time lessee, RSB Aviation, Inc. Mr. Rusty Bogue, the President of RSB Aviation, Inc. was ordered to vacate the airport by December 31, 2012 or "formal litigation" would be initiated.

RSB Aviation, Inc. is a corporation, based in Edgar County, which has a gross annual income of approximately \$1 million and annual payroll for it's employees of \$250,000.00. RSB Aviation, Inc. has been the major lessee at the Edgar County Airport since January 2008. RSB Aviation, Inc. provides the following services: flight training, pilot services, aircraft maintenance with full time certified aircraft mechanics, aircraft rental to pilots who are not owners, and crop dusting. RSB Aviation, Inc. is the only corporation offering flight training at the Edgar County Airport. RSB Aviation, Inc. Employs certified flight instructors and has trained over 50 new pilots since 2008.

RSB Aviation, Inc. is responsible for bringing in at least six current hangar lessees to the Edgar County Airport because RSB maintains the planes for these pilots, who now call the Edgar County Airport their home base. Based on the Edgar County Airport's October 2012 Budgetary Status Report, RSB Aviation, Inc. currently accounts for more than 50% of the airport income generated from fuel sales and close to 40% of the airport income generated by leasing out hangars and office space at the Edgar County Airport. RSB Aviation, Inc. has devoted time,

energy and money to expanding the income generated by the Edgar County Airport. Clearly, RSB Aviation, Inc. has aligned itself with the goals of Edgar County by relieving a substantial tax burden previously imposed by the airport and instead creating jobs and revenue in the county. RSB Aviation has 12 aircraft based at the airport and has attracted the 6 additional hangar lessees already mentioned, who also purchase fuel, on which the county earns additional income.

Like other county airports, the Edgar County Airport is eligible for federal grant money for various airport projects. The Federal Aviation Administration's (FAA) Airport Improvement Program (AIP) has granted money to Edgar County Airport, most recently to assist in a runway expansion. These grants depend, among other factors, on the amount of usage the airport generates. Since 2008, RSB Aviation, Inc. has doubled the based aircraft at the Edgar County Airport. The number of based aircraft is one of the factors in the equation that the FAA uses to allocate AIP grants to county airports. Federal monies come with strings attached. In other words, county airports incur obligations when they accept federal grant money. Two of the major obligations imposed on every airport accepting federal funds include ensuring "availability of fair and reasonable terms without unjust discrimination" and "compliance with civil rights requirements". If an airport, by and through its management, is unfair, unreasonable, discriminatory or violative of civil rights requirements, the FAA can and will suspend or terminate the federal grant money and there are procedures for the FAA to order re-payment of grant monies already spent by the local airport found

to be non-compliant in its obligations.

RSB Aviation, Inc. is convinced that the actions of Jimmy Wells, taken personally and outside the scope of his contractual duties, are discriminatory, unfair and unreasonable and clearly violate the statutory and First Amendment civil rights of Mrs. Ann Bogue, Mr. Rusty Bogue and Mary Jo Bogue to intimate family relationships. Although he now denies making these statements, there are several witnesses who will testify, under oath, that they heard Jimmy Wells state that one reason that RSB Aviation, Inc. was being terminated as a lessee of the Edgar County Airport is because Mrs. Bogue breast-fed Mary Jo Bogue at the airport. Allowing a county airport to be managed using the personal prejudices and personal animosities of low-level employees is not and cannot be the ultimate goal of the Edgar County Board.

The right to breastfeed a child, without hiding, is well established and breastfeeding a child is not and cannot be considered obscene or inappropriate. In a case where a kindergarten teacher was forbidden to breastfeed her child in a private room at the school during her free hour, the Fifth Circuit Court of Appeals held that the teacher had a right to sue the school district for violation of her constitutional rights. Based on well established Supreme Court law, the Court said: "Breastfeeding is the most elemental form of parental care. It is a communion between mother and child that, like marriage, is intimate to the degree of being sacred. Nourishment is necessary to maintain the child's life, and the parent may choose to believe that breastfeeding will enhance the child's

psychological as well as physical health. In light of the spectrum of interests that the Supreme Court has held specifically protected we conclude that the Constitution protects from excessive state interference a woman's decision respecting breastfeeding her child." *Dike v. School Board of Orange County, Florida*, 650 F.2d 783 (5th Cir. 1981).

The Illinois Right to Breastfeed Act, 740 ILCS 137/1 et seq. clearly makes it the law in Illinois that a mother may breastfeed her baby in any location, public or private, where the mother is authorized to be. Mrs. Ann Bogue, as the book-keeper of Edgar County Airport's major lessee, is clearly authorized to be in the airport. Jimmy Wells has subjected Edgar County to liability for an injunction and attorney's fees, if Mrs. Bogue decides to sue the County of Edgar for such an injunction requiring the Edgar County Airport to comply with State Law.

Edgar County enjoys a long and rich history of family aviation. The Cheatham family, the Gleckler family, the Heath family, the Steffy family, the Wolfe family and now the Bogue family have all involved their children of various ages to learn and enjoy the family traditions of aviation, as far back as the 1940's.

As Leonard H. Wolfe wrote, in his book *A History of Aviation and Aviators in Edgar County, Illinois 1911-2006*, "An early 'flying family' of Edgar County is seen in this historic photo taken in 1949. Mary E. Cheatham, Paris R.R. 6, and her husband, the late William Cheatham, well known Edgar county farmer, are shown with their four sons, Robert, Frank, Steve and Paul, as they looked a quarter of a century ago with their own airplane which they flew from old Midway

Field, on Route One at the Horace Road. The William Cheathams were half of a double flying 'family' combination at the time for Mr. and Mrs. Francis Cheatham and their children also were flight enthusiasts and when the two families flew together in their own planes they constituted a squadron all their own." (Page 40)

RSB Aviation, Inc. will not vacate the premises voluntarily. Mr. and Mrs. Bogue are willing to present a plan to the Edgar County Board to resolve the problems which have been caused by the personal animosity of Jimmy Wells and at least one board member, which resulted in the eviction letter that has now subjected the County of Edgar to serious financial liability. RSB Aviation, Inc. wishes to resolve these issues with the Edgar County Board and hopes that the Board will recognize that RSB Aviation, Inc. is the latest in a long tradition of flying families in Edgar County, a boon to the economic growth of Edgar County and a serious and professional corporation committed to the economic expansion of the Edgar County Airport.

To this end, RSB Aviation, Inc. has retained the law firm of Redwood Law Office to represent their interests, both business and personal, in all matters related to Edgar County Airport and its employees. Mrs. Jude Redwood will ask the Edgar County Board to place discussion on these issues on the County Board's Agenda in the near future.

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