

State of Illinois
Pollution Control Board
James R. Thompson Center
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601

RECEIVED
CLERK'S OFFICE
NOV 18 2008
STATE OF ILLINOIS
Pollution Control Board

<http://www.ipcb.state.il.us/>

In The Matter Of:)
Anne McDonagh & David Fishbaum)
1464 Linden Avenue)
Highland Park, IL 60035)
Complainant(s),)
v.)
Richard and Amy Michelin)
1474 Linden Avenue)
Highland Park IL 60035)
Respondent(s))

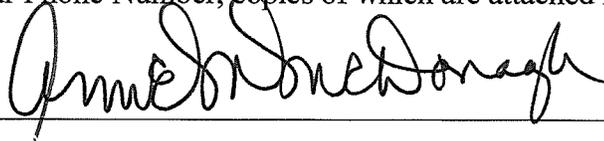
PCB 2008 - 076
(For Board use only)

ORIGINAL

NOTICE OF FILING TO:

Eliot Wiczer, Wiczer & Zelmar,
500 Skokie Valley Road, Suite 350
Northbrook IL 60067

PLEASE TAKE NOTICE THAT ON November 14, 2008, THE UNDERSIGNED MAILED to the Office of the Clerk of the Pollution Control Board, James R. Thompson Center, 100 W. Randolph Street, Suite 11-500, Chicago, IL 60601, a copy of this Proof of Service by Anne McDonagh on Nov. 10, 2008 and a Request to Clerk to Correct Our Phone Number, copies of which are attached hereto and served upon you.



CERTIFICATE OF SERVICE

I, Anne McDonagh, do state that I have sent a copy of this Proof of Service by Anne McDonagh on Nov. 10, 2008 and a Request to Clerk to Correct Our Phone Number to be served upon the persons named above by mailing it via US Mail on November 14, 2008.



PROOF OF SERVICE

State of Illinois
Pollution Control Board
James R. Thompson Center
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601

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Respondent(s))

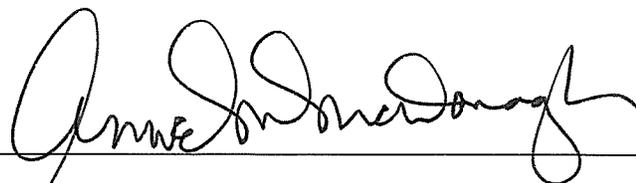
Attached are three forms of Proof of Service for the Motion to Bar Respondents' Expert's Opinion that we sent out on November 10, 2008. Three forms are:

1. Proof of Federal Express Delivery of original and copies to IPCB, arriving November 12, 2008.
2. Signed proof of personal Delivery of copy to Respondents' Attorney's office in Northbrook IL on November 10, 2008.
3. Notarized Statement completed by Anne McDonagh, who executed service, which documents my sworn statement that I served materials as detailed above. Respectfully submitted,



David J. Fishbaum

14-NOV-08



Anne McDonagh

13-NOV-08

Date

PING ORDER

Shipment Receipt: Page #1 of 1

THIS IS NOT A SHIPPING LABEL. PLEASE SAVE FOR YOUR RECORDS.

Mail Boxes Etc. - #1714
1954 First St.
Highland Park, IL 60035
(847) 926-8571

11/10/08 08:46 AM

We are the one stop for all your shipping, postal and business needs.

We offer all the services you need to keep your business going.

DATE /
PHONE
E MAIL:
LIST ALL
ONE

SHIP DATE:
Mon, Nov 10, 2008

EXPECTED DELIVERY DATE:
TUES, NOV 11, 2008 10:30 AM

SHIP FROM:
anne mcdonagh
1464 linden
Highland Park IL 60035
(847) 433-6971

SHIP TO:
illinois pollution control board
bradley p halloran
100 W RANDOLPH ST
11 500
CHICAGO IL 60601-3218
Business

SHIPPED THROUGH:
Mail Boxes Etc. #1714
HIGHLAND PARK, IL 60035
(847) 926-8571

SHIPMENT INFORMATION:
FedEx Priority Overnight
1.56 lbs actual wt (ManWt)
LTR Billed Weight
Carrier Letter (Store Packed)
Signature Required

Tracking Number: 790623038855
Shipment ID: MME6BFVPBDF5F
Or/Item#: - -
Ref#: - -

DESCRIPTION OF GOODS:
- -

SHIPMENT CHARGES:	
Priority Overnight	\$21.41
Service Options	\$4.25
Fuel Surcharge	\$6.10

Total \$31.76



001 002005 (008)	Priority Overnight	TO \$ 31.76
002 000007 (022)	First Class Letter	TO \$ 2.00

SubTotal	\$ 33.76
Total	\$ 33.76

Cash	\$ 40.00
Change	\$ 6.24

COMPLETE ONLINE TRACKING:
Enter either of these addresses in your web browser to track:
<http://theupstore.com> (select Tracking, enter Shipment ID #)
<http://mbe.com> (select Tracking, enter Shipment ID #)

SHIPMENT QUESTIONS? Contact SHIPPED THROUGH above.

Customer Acknowledgement
I acknowledge & accept Terms & Conditions in force for tendering shipments through this location and certify that address, contents and values provided for this shipment are accurate in all respects.

Receipt ID 83343069378275888904 002 Items
CSH: Barry Tran: 0259 Reg: 001

Thank you for visiting our store.
Please come back again soon.

Whatever your business and personal needs, we are here to serve you.

US Postal Rates Are Subject to Surcharge

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Shipment ID: MME6BFVPBDF5F

Printed by iShip(tm)
11/10/2008 06:48 AM Pacific Time

International Shipping Notice - Cargo hereunder may be subject to the rules relating to liability and other terms and/or conditions established by the Convention for the Unification of Certain Rules relating to International Carriage by Air (the "Warsaw Convention") and/or the Convention on the Contract for the International Carriage of Goods by Road (the "CMR Convention"). These conventions, technology or software were exported from the U.S. in accordance with the Export Administration Regulations. Overseas consignor to U.S. law prohibited. United Parcel Service, Louisville, KY

MAIL BOXES ETC., INC. © (2006 Ed., Rev.2006) (FORM #220100)

CENTER #
EMPLOYEE'S INITIALS

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MAT
SHP
CHG
DEC
VAL
COD
PKG
ABOR
PKG
MAT
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CHG
DEC
VAL
COD
PKG
LABOR
PKG
MAT



Package/Envelope Freight Expedited Office/Print Services *
Ship > Track > Manage > Business Solutions >

Track Shipments/FedEx Kinko's Orders
Detailed Results

[Printable Version](#) [Quick Help](#)

Tracking number 790623038855
Signed for by J.THERMART
Ship date Nov 10, 2008
Delivery date Nov 12, 2008 8:52 AM

Destination CHICAGO, IL
Delivered to Receptionist/Front Desk
Service type Priority Envelope - Direct
Signature Required
Weight 2.0 lbs.

[Wrong Address?](#)
Reduce future mistakes by using
[FedEx Address Checker.](#)

Status Delivered
Signature image available [Yes](#)

Make the switch from
DHL easy...
Choose FedEx
Go >

Date/Time	Event	Location	Status
Nov 12, 2008 8:52 AM	Delivered	CHICAGO, IL	
8:01 AM	On FedEx vehicle for delivery	CHICAGO, IL	
5:44 AM	At local FedEx facility	CHICAGO, IL	
Nov 11, 2008 10:07 AM	Delivery exception	CHICAGO, IL	Holiday - Business closed
10:07 AM	On FedEx vehicle for delivery	CHICAGO, IL	
10:02 AM	Delivery exception	CHICAGO, IL	Holiday - Business closed
10:02 AM	Delivery exception	CHICAGO, IL	Holiday - Business closed
10:02 AM	On FedEx vehicle for delivery	CHICAGO, IL	
Nov 10, 2008 6:15 AM	At local FedEx facility	CHICAGO, IL	
10:11 PM	At dest sort facility	CHICAGO, IL	
9:53 PM	Left FedEx origin facility	NORTHBROOK, IL	
6:00 PM	Picked up	NORTHBROOK, IL	
8:49 AM	Package data transmitted to FedEx		

[Signature proof](#) [E-mail results](#) [Track more shipments/orders](#)

Subscribe to tracking updates for this shipment

Your name: _____ Your e-mail address: _____

E-mail address	Language	Exception updates	Delivery updates
_____	English	<input type="checkbox"/>	<input type="checkbox"/>
_____	English	<input type="checkbox"/>	<input type="checkbox"/>



FedEx Express
Customer Support Trace
3875 Airways Boulevard
Module H, 4th Floor
Memphis, TN 38116

U.S. Mail: PO Box 727
Memphis, TN 38194-4643
Telephone: 901-369-3600

November 13, 2008

Dear Customer:

The following is the proof-of-delivery for tracking number **790623038855**.

Delivery Information:

Status:	Delivered	Delivery location:	CHICAGO, IL
Signed for by:	J.THERMART	Delivery date:	Nov 12, 2008 08:52
Service type:	Priority Envelope		



The signature is a cursive, handwritten name, likely "J. Thermart", written in black ink. It is centered over a background of a repeating, faint "FedEx" watermark.

Shipping Information:

Tracking number:	790623038855	Ship date:	Nov 10, 2008
		Weight:	2.0 lbs.

Recipient:
CHICAGO, IL US

Shipper:
HIGHLAND PARK, IL US

Thank you for choosing FedEx Express.

FedEx Worldwide Customer Service
1.800.GoFedEx 1.800.463.3339

Proof of Acceptance of delivery

Date: 11/10/08

I, (printed complete name) Melissa Kurich, am employed at Wiczer and Zelmar and accept this package of materials from Anne McDonagh addressed to Elliot Wiczer, of Wiczer & Zelmar, LLC at their offices in Northbrook, Illinois

at (time) 12:03 pm.

Signed: Melissa Kurich

RECEIVED
CLERK'S OFFICE

PROOF OF SERVICE

NOV 18 2008

STATE OF ILLINOIS
Date of Control Board

I, the undersigned, on oath state that I have served on the attached Motion to Bar Respondents' Expert's Opinions, by U. S. Mail, upon the following person:

Bradley Halloran, Hearing Officer of State of Illinois Pollution Control Board, Chicago, Illinois

I, the undersigned, on oath state that I have served on the date of 11/10/08, the attached Motion to Bar Respondents' Expert's Opinions, personal mail, upon the following person:

ORIGINAL

Elliot Wiczer, Attorney for Richard and Amy Michelin

Anne McDonough

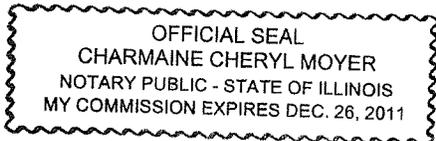
[signature]

Notary Seal

SUBSCRIBED AND SWORN TO BEFORE ME this 10 day of 11, 2008.

Charmaine Cheryl Moyer

Notary Public



I, the undersigned, on oath state that I have served on the date of 11/14/08 the attached of this Proof of Service by Anne McDonagh on Nov. 10, 2008 and a Request to Clerk to Correct Our Phone Number by U. S. Mail, upon the following persons:

Clerk of State of Illinois Pollution Control Board, Chicago, Illinois

Elliot Wiczer, Attorney for Richard and Amy Michelon

Anne McDonagh
[signature]

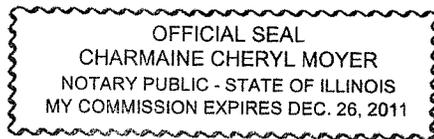
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STATE OF ILLINOIS
Pollution Control Board

ORIGINAL

Notary Seal

SUBSCRIBED AND SWORN TO BEFORE ME this 14 day of NOV, 2008.

Charmaine Cheryl Moyer
Notary Public



State of Illinois
Pollution Control Board
James R. Thompson Center
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601

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CLERK'S OFFICE

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STATE OF ILLINOIS
Pollution Control Board

<http://www.ipcb.state.il.us/>

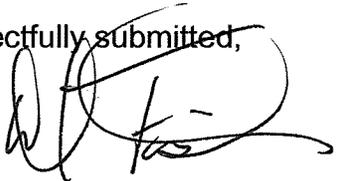
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1474 Linden Avenue)
Highland Park IL 60035)
)
Respondent(s))

REQUEST FOR CLERK

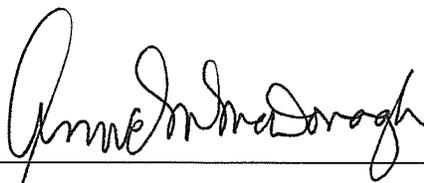
The Contact Phone Number for the Complainants in this case is listed inaccurately on the IPCB website. On the View Case Details page, at the bottom, where it says: Service List, our correct home phone number should be listed as 847-433-6971. (The last four digits are not 6471.) We would appreciate it if you would change it. You may also add our Fax number, which is 847-433-1344. Thank you very much.

Respectfully submitted,



David J. Fishbaum

14-NOV-08



Anne McDonagh

11/14/08

Date