

**SWANSON, MARTIN & BELL, LLP**

ATTORNEYS AT LAW  
SUITE 3300  
330 NORTH WABASH, CHICAGO, ILLINOIS 60611  
(312) 321-9100 • FAX (312) 321-0990

**Elizabeth S. Harvey**  
(312) 923-8260  
eharvey@smbtrials.com

June 11, 2013

Submitted electronically

Mr. John T. Therriault  
Assistant Clerk  
Illinois Pollution Control Board  
100 W. Randolph, Suite 11-500  
Chicago, IL 60601

**Re: Chicago Coke v. IEPA  
PCB 10-75  
Chicago Coke's Motion to Modify  
Group Exhibit 1**

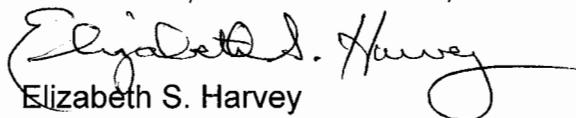
Dear Mr. Therriault:

On June 10, 2013, Chicago Coke filed its Motion to Modify Board Order to Award Costs and Attorney's Fees. That motion included Exhibits A, B, and C. Exhibit C also includes an attached Group Exhibit 1. Group Exhibit 1 was inadvertently omitted from the June 10, 2013 filing. Group Exhibit 1 (to Exhibit C) is attached. Please place Group Exhibit 1 with the Motion to Modify. I apologize for the inconvenience.

Please let me know if you have any questions.

Very truly yours,

SWANSON, MARTIN & BELL, LLP

  
Elizabeth S. Harvey

ESH:jp  
Enc.

cc: Hearing Officer Halloran  
Mr. Shepherd and Ms. Alexander  
(electronically, all with enc.)

*Chicago Coke Co., Inc. v. Illinois Environmental Protection Agency and  
Natural Resources Defense Council and Sierra Club*  
PCB 10-75 (Permit Appeal -- Air)

# Group Exhibit 1

**Chicago Coke Co., Inc. v. Illinois Environmental Protection Agency and  
Natural Resources Defense Council and Sierra Club**

**PCB 10-75 (Permit Appeal -- Air)**

**Page 1 of 2**

<b>SMB Bill Dated</b>	<b>SMB Bill No.</b>	<b>Amount</b>	<b>Disbursements</b>
January 18, 2010	81817	\$ 342.00	\$ 0
February 16, 2010	91225	978.50	21.24
March 12, 2010	96644	1,185.00	0
April 26, 2010	5190	6,709.50	75.00
May 17, 2010	12345	1,282.50	417.66
July 13, 2010	25470	7,438.50	0
August 13, 2010	32150	9,685.50	20.95
October 22, 2010	100234	1,279.00	118.60
November 11, 2010	104012	4,590.50	15.12
December 15, 2010	109669	237.00	0
January 19, 2011	111508	111.00	24.00
February 28, 2011	119597	6,936.50	63.35
March 18, 2011	123414	5,923.00	371.94
May 16, 2011	130401	687.00	0
June 15, 2011	133114	3,167.50	0
July 20, 2011	140617	6,407.50	4.00
August 16, 2011	144957	16,967.50	241.38
September 20, 2011	150931	11,073.00	0
October 20, 2011	153871	5,142.50	15.48
November 15, 2011	159001	4,812.50	0
December 16, 2011	164741	6,242.50	.36
January 18, 2012	166307	6,215.00	41.76
February 20, 2012	172441	247.50	5.71
March 19, 2012	175294	165.00	0
April 18, 2012	179361	467.50	0
May 24, 2012	186675	1,252.50	0
June 8, 2012	187563	631.50	0
July 16, 2012	193964	13,035.00	0
August 21, 2012	199177	8,096.00	.65
September 19, 2012	201451	19,773.50	55.44

Chicago Coke Co., Inc. v. Illinois Environmental Protection Agency and  
Natural Resources Defense Council and Sierra Club

PCB 10-75 (Permit Appeal -- Air)

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SMB Bill Dated	SMB Bill No.	Amount	Disbursements
October 17, 2012	207084	18,525.50	8.97
November 13, 2012	211953	7,672.50	32.83
December 10, 2012	218528	55.00	0
January 10, 2013	220184	688.50	0
February 20, 2013	232405	15,540.50	0
May 7, 2013	248949	3,011.50	0
May 28, 2013	252552	447.00	0
	<b>Totals:</b>	<b>\$197,022.50</b>	<b>\$1,534.44</b>
<b>Total Amount with Disbursements:</b>			<b>\$198,556.94</b>

January 18, 2010  
 Bill Number: 81817

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**FOR PROFESSIONAL SERVICES THROUGH DECEMBER 31, 2009**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
11/19/09	EEW	Analyze venue to appeal denial of emission reduction credits.	0.70	190.00	\$133.00
11/19/09	EEW	Telephone conference with regarding whether to file a common law writ of certiorari.	0.40	190.00	\$76.00
11/19/09	EEW	Analyze comments and analysis and plan next actions accordingly.	0.40	190.00	\$76.00
12/04/09	MJM	Telephone conference with S. Beemsterboer regarding status of IEPA notice regarding Clean Air Act.	0.20	285.00	\$57.00

<b>TOTAL HOURS</b>	<b>1.70</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$342.00</b>

**ATTORNEY SUMMARY**

Michael J. Maher	0.20 Hrs	285.00/hr	\$57.00
Erin E. Wright	1.50 Hrs	190.00/hr	\$285.00
	<u>1.70 Hrs</u>		<u>\$342.00</u>

**ADJUSTMENTS**

01/18/2010	Payments Applied	-\$342.00
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<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$0.00</b>
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January 18, 2010

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Bill Number: 81817

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: TERRY LYNN FALK  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

February 16, 2010

Page 2

Bill Number: 91225

**FOR PROFESSIONAL SERVICES THROUGH JANUARY 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
01/05/10	EEW	Prepare for upcoming telephone conference with _____ regarding the emissions credits by reviewing prior correspondences and memorandums to the file (.3); telephone conference with _____ to pursue final agency action (.3); draft attorney notes summarizing conversation (.1).	0.70	190.00	\$133.00
01/08/10	MJM	Correspondence to client regarding strategy/implementation of actions against IEPA.	1.00	285.00	\$285.00
01/13/10	EEW	Telephone conference with _____ regarding her correspondence to (.2); draft attorneys notes regarding correspondence and plan appropriate future actions (.2).	0.40	190.00	\$76.00
01/13/10	MJM	Prepare for and attend follow-up meeting with _____	0.90	285.00	\$256.50
01/13/10	MJM	Correspondence to client regarding meeting and plan to attack IEPA denial of ERC permit.	0.50	285.00	\$142.50
01/15/10	MJM	Examine letter from _____ regarding ERC credits.	0.30	285.00	\$85.50
<b>TOTAL HOURS</b>					<b>3.80</b>
<b>TOTAL LEGAL SERVICES</b>					<b>\$978.50</b>

**ATTORNEY SUMMARY**

Michael J. Maher	2.70 Hrs	285.00/hr	\$769.50
Erin E. Wright	1.10 Hrs	190.00/hr	\$209.00
	<u>3.80 Hrs</u>		<u>\$978.50</u>

February 16, 2010  
 Bill Number: 91225

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**DISBURSEMENTS**

Photocopies

01/31/10	\$3.24	\$3.24
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Facsimile

01/31/10	\$9.00	
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01/31/10	\$9.00	
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		\$18.00
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**TOTAL DISBURSEMENTS****\$21.24****ADJUSTMENTS**

02/16/2010	Payments Applied		-\$999.74
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**TOTAL FEES AND DISBURSEMENTS****\$0.00**

<b>TOTAL PRIOR BALANCE</b>	_____
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<b>TOTAL DUE</b>	=====
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**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
 ATTN: TERRY LYNN FALK  
 330 NORTH WABASH  
 SUITE 3300  
 CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

March 12, 2010  
 Bill Number: 96644

Page 2

**FOR PROFESSIONAL SERVICES THROUGH FEBRUARY 28, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
02/22/10	EEW	Analyze IEPA's final decision adjudicating the facility permanently shutdown along with prior correspondences sent to IEPA refuting this point.	0.60	190.00	\$114.00
02/22/10	MJM	Examine/analyze IEPA final decision regarding transfer of air credits.	0.50	285.00	\$142.50
02/22/10	MJM	Correspondence to/from regarding IEPA decision.	0.20	285.00	\$57.00
02/22/10	MJM	Prepare for conference with regarding IEPA final decision.	0.50	285.00	\$142.50
02/24/10	EEW	Analyze suggestions made during telephone conference and review draft complaint (.2); analyze whether to appeal the permanent shutdown finding to the Pollution Control Board or to the Circuit Courts (.4).	0.60	190.00	\$114.00
02/24/10	MJM	Telephone conference with regarding substance and timing of appeal of denial of credits.	0.50	285.00	\$142.50
02/25/10	JPA	Review new air emissions regulations related to emissions credits.	2.10	225.00	\$472.50

<b>TOTAL HOURS</b>	<b>5.00</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$1,185.00</b>

**ATTORNEY SUMMARY**

Michael J. Maher	1.70 Hrs	285.00/hr	\$484.50
John P. Arranz	2.10 Hrs	225.00/hr	\$472.50
Erin E. Wright	1.20 Hrs	190.00/hr	\$228.00
	5.00 Hrs		\$1,185.00



April 26, 2010

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Bill Number: 5190

**FOR PROFESSIONAL SERVICES THROUGH MARCH 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
03/01/10	EEW	Analyze memorandum to file writ of common law certiorari, the IEPA's final agency action, and 415 ILCS 5/39-41, and synthesize permit denial to the Pollution Control Board.	0.60	190.00	\$114.00
03/05/10	EEW	Analyze the proper venue to appeal the IEPA's decision that the facility is permanently shut down including 35 ADC 203.303, regarding baseline emission offset determinations, and 405 ILCS 5/39 et seq. regarding appeals, and draft attorneys notes memorializing impressions and arguments.	1.90	190.00	\$361.00
03/08/10	EEW	Review attorney notes, IEPA's final decision, and relevant statutes regarding whether to appeal to PCB or Circuit Court, or both (.6); define issues and analyze appropriate mechanisms to appeal, and identify additional areas of research to conduct before proceeding (.8).	1.40	190.00	\$266.00
03/10/10	EEW	Research Illinois Pollution Control Board's prior orders and opinions included in the promulgation package for 35 Ill. Adm. Code 203.303 (.6); analyze 414 ILCS 5/40(d) regarding the scope of the record of review by PCB, and evaluate the petitioner's burden of proof and whether it can supplement the record (.4); research Illinois Pollution Control decisions for parties to supplement record, as well as when it is appropriate for the petitioner to unilaterally supplement the record with extraneous materials beyond those submitted by the IEPA and the IEPA's final decision, including Land & Lakes Co. v. IEPA, 1990 WL 263942, IEPA v. IPB, PCB 86-48, Wells Mnfng. Co. v. IEPA, PCB 86-48 (1.2).	2.20	190.00	\$418.00
03/12/10	EEW	Analyze Pollution Control Board appeals in preparation to draft appeal accordingly.	0.00		\$0.00

April 26, 2010

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Bill Number: 5190

**FOR PROFESSIONAL SERVICES THROUGH MARCH 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
03/14/10	EEW				190.00
03/22/10	EEW				190.00

April 26, 2010

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Bill Number: 5190

**FOR PROFESSIONAL SERVICES THROUGH MARCH 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
03/22/10	EEW	Analyze January 2010 correspondence to IEPA and IEPA's final agency action and identify all appealable issues (1.2); analyze Illinois Administrative Procedure Act requirements for rulemaking and comment process, including City of Elgin v. County of Cook, 169 Ill.2d 53, Celotex Corp. v. Pollution Control Board, 94 Ill.2d 107, Illinois E.P.A. v. Jersey Sanitation Corp., 784 N.E.2d 867, and Illinois Dept. of Revenue v. Illinois Civil Service Com'n, 827 N.E.2d 960 (1.4).	2.60	190.00	\$494.00
03/23/10	EEW	Analyze Panhandle E. Pipe Line Co. v. IEPA, 314 Ill. App. 3d 296, Matthews v. Trinity Univ. Insur. Co., 329 Ill. App. 445, and States Land Improv. Corp. v. EPA, 231 Ill. App. 3d 842 (.7); analyze correspondence from Ms. Hodge regarding air permits (.1); telephone conference with IPCB regarding promulgation package for 35 Ill. Admin. Code 203.303 (.1); research promulgation package for 35 Ill. Admin. Code 203.303, with attention to prior opinions and orders (.5); analyze IPCB orders of 2/16/95, 4/22/93, 3/11/93, 2/4/93, 1/21/93, and 1/21/93 (.8)	2.10	190.00	\$399.00

April 26, 2010

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Bill Number: 5190

**FOR PROFESSIONAL SERVICES THROUGH MARCH 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
03/23/10	EEW	Research statutory requirements of state agency rulemaking, including 5 ILCS 100/1-70 and 5 ILCS 100/5-10 (.4); research cases where state agency engaged in invalid rulemaking or failed to comply with the Illinois Administrative Procedure Act, and thus "regulations" were invalid, including Kaufman Grain Co., Inc. v. Dept. of Ag., 128 Ill. Dec. 654, Ogden Chrysler Plymouth, Inc. v. Bower, 284 Ill. Dec. 226, and Champaign-Urbana Public Health Dist. v. Ill. Labor Relations Bd., 290 Ill. Dec. 370 (1.3); analyze administrative law and procedure pertaining to the PCB's and IEPA's scope of authority and the relationship to one another, including Senn Park Nursing Ctr. v. Miller, 104 Ill. 2d 169, Begg v. Bd. of Fire Police Com'rs, 99 Ill. 2d 324, and Pauly v. Werries, 122 Ill. App. 3d 263 (1.4).	3.10	190.00	\$589.00
03/23/10	EEW	Analyze correspondence from and attached exhibits (.4); analyze PCB's opinions and orders and analyze effect, if any, on permanent shutdown language (.5)	2.80	190.00	\$532.00
03/23/10	EEW			190.00	
03/24/10	EEW			190.00	
03/24/10	MJM	Examine eight sets of exhibits from Dwyer.	1.20	285.00	\$342.00

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Bill Number: 5190

**FOR PROFESSIONAL SERVICES THROUGH MARCH 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
03/24/10	MJM	Correspondence to client regarding status of complaint and request for verification signature.	0.10	285.00	\$28.50
03/25/10	EEW	Analyze Grigoleit Co. v. PCB, 613 N.E.2d 371 (.3); prepare exhibits to attach to Verified Complaint (.2); analyze 5 ILCS 5/40 and 5 ILCS 5/40.2 and corresponding case law in preparation to draft Pollution Control Board appeal (.8); analyze necessary pleading requirements for a declaratory judgment (.3); evaluate Illinois' Administrative Procedure Act and annotations to confirm that the circuit court is the appropriate venue to award attorneys fees (.7); analyze case law where trial courts have properly awarded attorneys fees when administrative rules have been invalidated, including Citizens Organizing Project v. Dept. of Nat'l Resources, 727 N.E.2d 195, Chand v. Patla, 795 N.E.2d 403, and City of Chicago v. South Austin Coalition Commty., 543 N.E.2d 336 (.7).	3.00	190.00	\$570.00
03/25/10	EEW	Draft appeal to Pollution Control Board by reviewing appeal requirements, and strategize arguments and presentation (.5); begin researching on IEPA's website the proper agent to serve with PCB appeal (.3); research declaratory judgment statutory requirements, 735 ILCS 5/2-701, and annotations, and analyze accordingly (.4); research on the Illinois Attorney General website to determine whether the AG must be served, and the proper agent for service (.4); analyze case law where the IEPA challenges service of complaint and grounds for challenge, including White Fence Farm, Inc. v. Land and Lakes Co., 424 N.E.2d 1370, Patton v. Country Place Condominium Ass'n, 2000 WL 33728374, and Rodes v. State, 1994 WL 868728 (1.2).	2.80	190.00	\$532.00
03/25/10	MJM	Correspondence to client regarding current version of complaint and request for approval to file.	0.30	285.00	\$85.50

April 26, 2010

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Bill Number: 5190

**FOR PROFESSIONAL SERVICES THROUGH MARCH 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
03/25/10	MJM	Correspondence to client regarding filing of complaint.	0.10	285.00	\$28.50
03/25/10	MJM	Various correspondence with regarding complaint.	0.30	285.00	\$85.50
03/25/10	MJM	Examine correspondence from client regarding long-term cold storage issue.	0.20	285.00	\$57.00
03/26/10	DED	Open new matter in Law Bulletin computer system.	0.10	125.00	\$12.50
03/26/10	EEW		3.40	190.00	\$646.00

(.2);

(.7); draft appeal to Pollution Control Board (1.2); review and edit draft appeal (.4); analyze Supreme Court Rule 291 regarding service under administrative review law, including Pioneer Processing, Inc. v. E.P.A., 22 N.E.2d 691, and Zisook v. Industrial Comm'n, 106 N.E.2d 156 (.6); telephone conference with IEPA's Springfield office regarding effectuating service (.2); draft correspondence memorializing the same (.1). \*\*//1310\\\*\*"

03/26/10	MJM	Correspondence to IEPA (J. Kim) regarding complaint.	0.30	285.00	\$85.50
03/26/10	MJM	Examine response.	0.20	285.00	\$57.00
03/26/10	MJM	Various correspondence to/from J. Kim regarding terms of service and schedule a meeting.	0.40	285.00	\$114.00
03/26/10	MJM	Revise permit appeal.	0.40	285.00	\$114.00
03/29/10	DED	File appearance, limited waiver of decision deadline and petition for review with the Pollution Control Board.	0.50	125.00	\$62.50

April 26, 2010

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Bill Number: 5190

**FOR PROFESSIONAL SERVICES THROUGH MARCH 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
03/29/10	ESH	Evaluate petition for review for filing with the Illinois Pollution Control Board.	0.60	275.00	\$165.00
03/29/10	EEW	Revise petition for review per attorney Maher's suggestions (.2); prepare exhibits to petition in preparation to file (.2); revise appeal per attorney Harvey's suggestions (.6); review and finalize appeal, notice of filing, and 180 day decision waiver (.6); coordinate with docket clerk and file accordingly (.2).	1.80	190.00	\$342.00
03/30/10	EEW	Analyze correspondences and respond accordingly regarding effectuating service of writ of ceriorari and PCB appeal.	0.20	190.00	\$38.00
03/30/10	MJM	Examine various correspondence from IEPA attorney.	0.30	285.00	\$85.50
03/30/10	MJM	Prepare for conference with IEPA attorney.	0.90	285.00	\$256.50
				<b>TOTAL HOURS</b>	<b>43.00</b>
				<b>TOTAL LEGAL SERVICES</b>	<b>\$8,628.50</b>

**ATTORNEY SUMMARY**

Michael J. Maher	4.70 Hrs	285.00/hr	\$1,339.50
Elizabeth S. Harvey	0.60 Hrs	275.00/hr	\$165.00
Donald Duvall	0.60 Hrs	125.00/hr	\$75.00
Erin E. Wright	0.00 Hrs	/hr	\$0.00
Erin E. Wright	37.10 Hrs	190.00/hr	\$7,049.00
	<u>43.00 Hrs</u>		<u>\$8,628.50</u>

**DISBURSEMENTS**

## Filing Fees

03/26/10 Vendor 1644:  
Voucher 62427  
Clerk, Circuit Court of Cook County; Filing fee complaint

April 26, 2010

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Bill Number: 5190

General

03/29/10 Vendor 2370: Illinois Pollution Control Board, Voucher \$75.00  
 62450  
 Illinois Pollution Control Board; Appeal file

\$75.00

**TOTAL DISBURSEMENTS**

**\$404.00**

**ADJUSTMENTS**

04/26/2010 Payments Applied

-\$9,032.50

**TOTAL FEES AND DISBURSEMENTS**

**\$0.00**

**TOTAL PRIOR BALANCE**

**TOTAL DUE**

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
 ATTN: TERRY LYNN FALK  
 330 NORTH WABASH  
 SUITE 3300  
 CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

May 17, 2010

Page 2

Bill Number: 12345

**FOR PROFESSIONAL SERVICES THROUGH APRIL 30, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
04/01/10	MJM	Various correspondence with IEPA attorney J. Kim regarding complaint.	0.30	285.00	\$85.50
04/01/10	MJM	Attend conference with IEPA attorneys regarding service, discovery, possible settlement, and case management.	1.60	285.00	\$456.00
04/06/10	MJM	Correspondence to IEPA's J. Kim regarding case status.	0.20	285.00	\$57.00
04/06/10	MJM	Examine reply.	0.10	285.00	\$28.50
04/12/10	MJM	Telephone conference with                      regarding IEPA response.	0.20	285.00	\$57.00
04/15/10	MJM	Correspondence to client.	0.10	285.00	\$28.50
04/15/10	MJM	Examine response from client.	0.10	285.00	\$28.50
04/20/10	MJM	Telephone conference with Attorney General regarding case status and responsive pleadings.	0.60	285.00	\$171.00
04/22/10	MJM	Telephone conference with Attorney General regarding initial case management conference.	0.80	285.00	\$228.00
04/23/10	MJM	Examine correspondence from Illinois Attorney General.	0.20	285.00	\$57.00
04/28/10	MJM	Examine correspondence from Illinois Attorney General.	0.10	285.00	\$28.50
04/28/10	MJM	Execute requested order.	0.10	285.00	\$28.50
04/28/10	MJM	Correspondence to Attorney General.	0.10	285.00	\$28.50

<b>TOTAL HOURS</b>	<b>4.50</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$1,282.50</b>

**ATTORNEY SUMMARY**

Michael J. Maher

<u>4.50 Hrs</u>	285.00/hr	<u>\$1,282.50</u>
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May 17, 2010  
 Bill Number: 12345

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4.50 Hrs \$1,282.50

**DISBURSEMENTS**

Federal Express			
04/30/10	Federal Express; Delivery made on 4/7/10	\$17.70	\$17.70
Photocopies			
04/30/10		\$0.36	\$0.36
Westlaw			
04/21/10	Westlaw; Online research during the month of March 2010	\$399.60	\$399.60
			<u>\$399.60</u>
		<b>TOTAL DISBURSEMENTS</b>	<b>\$417.66</b>

**ADJUSTMENTS**

05/17/2010 Payments Applied -\$1,700.16

**TOTAL FEES AND DISBURSEMENTS \$0.00**

**OUTSTANDING INVOICES**

05/17/2010

**TOTAL PRIOR BALANCE**

**TOTAL DUE**

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
 ATTN: TERRY LYNN FALK

May 17, 2010

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Bill Number: 12345

330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

July 13, 2010

Page 2

Bill Number: 25470

**FOR PROFESSIONAL SERVICES THROUGH JUNE 30, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
06/10/10	MJM	Telephone conference with Illinois Attorney General regarding responsive pleading, request for extension	0.40	285.00	\$114.00
06/10/10	MJM	Examine correspondence regarding proposed order.	0.10	285.00	\$28.50
06/10/10	MJM		0.10	285.00	
06/10/10	MJM		0.30	285.00	
06/11/10	MJM		0.80	285.00	
06/11/10	MJM	Examine correspondence from Illinois Attorney General.	0.10	285.00	\$28.50
06/11/10	MJM		0.10	285.00	
06/15/10	ESH	Initial analysis of IEPA's motion to vacate stay and motion to dismiss IPCB appeal.	0.00		\$0.00
06/15/10	ESH	Review petition for review in preparation for responding to IEPA's motions.	0.30	275.00	\$82.50
06/15/10	EEW	Analyze the State's motion to vacate the PCB stay and its motion to dismiss in preparation to respond.	0.40	190.00	\$76.00
06/15/10	MJM	Initial review of State's motion to dismiss.	0.40	285.00	\$114.00
06/16/10	ESH	Detailed evaluation of IEPA's motion to dismiss IPCB appeal.	1.40	275.00	\$385.00
06/16/10	ESH	Legal research regarding cases cited by IEPA in its motion to dismiss IPCB appeal.	0.90	275.00	\$247.50
06/21/10	ESH	Additional detailed analysis of IEPA's motion to vacate stay and to dismiss IPCB appeal.	1.40	275.00	\$385.00
06/23/10	ESH	Draft response to IEPA's motion to vacate stay of IPCB appeal.	0.90	275.00	\$247.50

July 13, 2010

Page 3

Bill Number: 25470

**FOR PROFESSIONAL SERVICES THROUGH JUNE 30, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
06/23/10	ESH	Legal research regarding court and IPCB decisions regarding standards for dismissing petitions for review.	1.90	275.00	\$522.50
06/24/10	ESH	Revise response to IEPA's motion to vacate stay of IPCB appeal.	0.90	275.00	\$247.50
06/24/10	ESH	Analyze IPCB case law regarding dismissal of petitions of review.	1.20	275.00	\$330.00
06/24/10	ESH	Begin drafting response in opposition to IEPA's motion to dismiss IPCB appeal.	3.80	275.00	\$1,045.00
06/25/10	ESH	Research and analyze IPCB decisions regarding standing to appeal IEPA final decisions.	1.80	275.00	\$495.00
06/25/10	ESH	Additional analysis of IPCB and court decisions cited by plaintiff in motion to dismiss IPCB appeal.	1.20	275.00	\$330.00
06/25/10	ESH	Continue drafting response in opposition to IEPA's motion to dismiss IPCB appeal.	3.60	275.00	\$990.00
06/28/10	ESH	Revise and finalize response to IEPA's motion to vacate stay in IPCB appeal, and response to IEPA's motion to dismiss IPCB appeal.	5.10	275.00	\$1,402.50
06/28/10	MJM	Revise Chicago Coke's response to IEPA's motion to dismiss.	1.00	285.00	\$285.00
06/30/10	ESH	Initial evaluation of USEPA's suggestion that Chicago Coke certify source as in long-term cold storage (LTCS).	0.30	275.00	\$82.50

<b>TOTAL HOURS</b>	<b>28.40</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$7,809.00</b>

**ATTORNEY SUMMARY**

Michael J. Maher	3.30 Hrs	285.00/hr	\$940.50
Elizabeth S. Harvey	0.00 Hrs	/hr	\$0.00
Elizabeth S. Harvey	24.70 Hrs	275.00/hr	\$6,792.50
Erin E. Wright	0.40 Hrs	190.00/hr	\$76.00

July 13, 2010

Page 4

Bill Number: 25470

28.40 Hrs

\$7,809.00

**ADJUSTMENTS**

07/13/2010 Payments Applied

-\$7,809.00

**TOTAL FEES AND DISBURSEMENTS**

**\$0.00**

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**TOTAL DUE**

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**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: TERRY LYNN FALK  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

August 13, 2010  
 Bill Number: 32150

Page 2

**FOR PROFESSIONAL SERVICES THROUGH JULY 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
07/01/10	ESH	Detailed analysis of USEPA's suggestion that Chicago Coke certify source as in long-term cold storage (LTCS), including evaluation of recent changes to regulations and of case law.	3.00	275.00	\$825.00
07/01/10	ESH	Begin drafting status report to client.	1.90	275.00	\$522.50
07/06/10	ESH	Examine IEPA's motion for leave to file a reply in support of IEPA's motion to dismiss.	0.10	275.00	\$27.50
07/06/10	ESH	Draft and finalize response to IEPA motion to file reply, and motion to file surreply if needed.	1.10	275.00	\$302.50
07/07/10	ESH	Continue analysis of LTCS rules and background materials	2.30	275.00	\$632.50
07/07/10	ESH	Continue drafting status report to client.	3.50	275.00	\$962.50
07/07/10	ESH	Extended telephone conference with regarding long-term cold storage (LTCS) status, and regarding factual background of IEPA's refusal to accept Chicago Coke's ETCs.	0.50	275.00	\$137.50
07/07/10	MJM	Telephone conference with client regarding USEPA regarding cold storage.	0.10	285.00	\$28.50
07/07/10	MJM	Final review of regulations/analysis of cold storage on pending litigation.	0.80	285.00	\$228.00
07/07/10	MJM	Examine correspondence from Attorney General regarding answer deadline.	0.10	285.00	\$28.50
07/08/10	ESH	Revise draft status report to client.	4.90	275.00	\$1,347.50
07/08/10	ESH	Analyze motion (and memorandum in support of motion) to intervene, filed by Natural Resources Defense Council (NRDC) and Sierra Club.	0.00		\$0.00
07/08/10	MJM	Finalize client status report regarding: 1) circuit court action; 2) IPCB complaint; and 3) long-term cold storage.	1.20	285.00	\$342.00

August 13, 2010

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Bill Number: 32150

**FOR PROFESSIONAL SERVICES THROUGH JULY 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
07/09/10	ESH		1.10	275.00	
07/09/10	ESH		1.60	275.00	
07/09/10	ESH		0.00		
07/09/10	ESH		0.70	275.00	
07/09/10	EEW		0.70	190.00	
07/09/10	MJM		1.00	285.00	
07/13/10	ESH	Additional legal research regarding NRDC's motion to intervene.	0.90	275.00	\$247.50
07/14/10	ESH	Evaluate IEPA's reply in support of its motion to dismiss IPCB appeal.	0.70	275.00	\$192.50
07/15/10	ESH		0.20	275.00	
07/16/10	MJM	Examine correspondence by Attorney General.	0.30	285.00	\$85.50
07/19/10	ESH	Examine IPCB order granting Chicago Coke's request to file surreply.	0.10	275.00	\$27.50
07/19/10	ESH	Analyze IEPA's motion to dismiss IPCB appeal, reply in support, and Chicago Coke's response, regarding preparation of surreply.	1.20	275.00	\$330.00
07/19/10	MJM		0.90	285.00	
07/20/10	ESH	Begin drafting surreply to IEPA's motion to dismiss IPCB appeal.	1.40	275.00	\$385.00
07/20/10	MJM		1.30	285.00	
07/20/10	MJM	Examine correspondence from Illinois Attorney General.	0.10	285.00	\$28.50

August 13, 2010

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Bill Number: 32150

**FOR PROFESSIONAL SERVICES THROUGH JULY 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
07/21/10	ESH	Analyze case law regarding IPCB review of IEPA decisions.	0.70	275.00	\$192.50
07/21/10	ESH	Draft surreply in opposition to IEPA's motion to dismiss IPCB appeal.	4.80	275.00	\$1,320.00
07/22/10	ESH	Revise and finalize surreply in opposition to IEPA's motion to dismiss IPCB appeal.	3.80	275.00	\$1,045.00
07/22/10	ESH	Prepare status report to client regarding NRDC's motion to intervene in circuit court action.	0.90	275.00	\$247.50
07/22/10	MJM	Revise reply to IEPA's motion to dismiss in IPCB case.	0.40	285.00	\$114.00
07/22/10	MJM	Revise/finalize status report to client.	0.30	285.00	\$85.50
07/23/10	ESH		0.90	275.00	
07/23/10	ESH		1.80	275.00	
07/23/10	ESH		2.60	275.00	
07/27/10	ESH		1.50	275.00	
07/27/10	EEW		0.10	190.00	
07/28/10	ESH		0.90	275.00	
07/29/10	ESH		4.70	275.00	

<b>TOTAL HOURS</b>	<b>55.10</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$15,149.50</b>

**ATTORNEY SUMMARY**

Michael J. Maher

6.50 Hrs 285.00/hr \$1,852.50

August 13, 2010

Page 5

Bill Number: 32150

Elizabeth S. Harvey	0.00 Hrs	/hr	\$0.00
Elizabeth S. Harvey	47.80 Hrs	275.00/hr	\$13,145.00
Erin E. Wright	0.80 Hrs	190.00/hr	\$152.00
	<u>55.10 Hrs</u>		<u>\$15,149.50</u>

**DISBURSEMENTS**

Photocopies

07/31/10 \$9.36  
\$9.36

Westlaw

07/22/10 Westlaw; Online research completed during the month of June 2010 \$11.59  
\$11.59

**TOTAL DISBURSEMENTS** **\$20.95**

**ADJUSTMENTS**

08/13/2010 Payments Applied -\$15,170.45

**TOTAL FEES AND DISBURSEMENTS** **\$0.00**

**TOTAL PRIOR BALANCE** \_\_\_\_\_

**TOTAL DUE** \_\_\_\_\_

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
 ATTN: TERRY LYNN FALK

August 13, 2010

Page 6

Bill Number: 32150

330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

October 22, 2010  
 Bill Number: 100234

Page 2

**FOR PROFESSIONAL SERVICES THROUGH SEPTEMBER 30, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
09/07/10	MJM	Examine favorable ruling from IPCB.	0.80	285.00	\$228.00
09/08/10	MJM	Correspondence to S. Beemsterboer regarding IPCB decision in favor of Chicago Coke.	0.60	285.00	\$171.00
09/09/10	ESH		0.30	275.00	
09/09/10	ESH	Examine IPCB hearing officer's order setting status hearing.	0.10	275.00	\$27.50
09/13/10	MJM	Correspondence to/from	0.20	285.00	
09/20/10	JPA		1.20	225.00	
09/24/10	ESH		0.10	275.00	
09/24/10	ESH	Initial examination of IEPA's reply.	0.90	275.00	\$247.50
09/24/10	MJM		0.70	285.00	
09/25/10	ESH		0.50	275.00	
09/25/10	ESH	Analyze IEPA motion for reconsideration of IPCB decision denying motion to dismiss IPCB appeal.	0.30	275.00	\$82.50
09/27/10	ESH		0.50	275.00	
09/27/10	ESH		0.20	275.00	
09/27/10	JPA		2.20	225.00	

October 22, 2010  
 Bill Number: 100234

Page 3

**FOR PROFESSIONAL SERVICES THROUGH SEPTEMBER 30, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
09/28/10	ESH		2.10	275.00	
09/28/10	ESH	Detailed evaluation of IEPA's motion to reconsider the IPCB's decision denying dismissal of Chicago Coke's IPCB appeal.	1.90	275.00	\$522.50
					12.60
<b>TOTAL HOURS</b>					
<b>TOTAL LEGAL SERVICES</b>					<b>\$3,318.00</b>

**ATTORNEY SUMMARY**

Michael J. Maher	2.30 Hrs	285.00/hr	\$655.50
Elizabeth S. Harvey	6.90 Hrs	275.00/hr	\$1,897.50
John P. Arranz	3.40 Hrs	225.00/hr	\$765.00
	12.60 Hrs		\$3,318.00

**DISBURSEMENTS**

Westlaw			
09/20/10	Westlaw; Online research completed during the month of August 2010		\$118.60
			\$118.60
<b>TOTAL DISBURSEMENTS</b>			<b>\$118.60</b>
<b>TOTAL FEES AND DISBURSEMENTS</b>			<b>\$3,436.60</b>

**TOTAL PRIOR BALANCE**

October 22, 2010

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Bill Number: 100234

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**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: PATRICK G. SCIALO  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

November 11, 2010  
 Bill Number: 104012

Page 2

**FOR PROFESSIONAL SERVICES THROUGH OCTOBER 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
10/01/10	ESH		0.90	275.00	
10/04/10	ESH	Outline response opposing IEPA's motion for reconsideration of IPCB decision denying motion to dismiss Chicago Coke's IPCB appeal.	0.60	275.00	\$165.00
10/07/10	ESH	Analyze IPCB decision regarding motions to reconsider.	0.60	275.00	\$165.00
10/07/10	ESH	Evaluate case law regarding standards for adding additional information in motion to reconsider.	1.40	275.00	\$385.00
10/07/10	ESH	Draft and revise response opposing IEPA's motion to reconsider IPCB decision denying IEPA's motion to dismiss Chicago Coke's IPCB appeal.	5.40	275.00	\$1,485.00
10/08/10	ESH		0.80	275.00	
10/08/10	ESH	Begin drafting motion to strike or to file surreply.	1.10	275.00	\$302.50
10/08/10	ESH	Revise and finalize response opposing IEPA's motion to reconsider IPCB decision denying IEPA's motion to dismiss appeal.	2.70	275.00	\$742.50
10/11/10	ESH	Correspondence to counsel for IEPA regarding courtesy copies of response opposing IEPA's motion to reconsider IPCB decision.	0.10	275.00	\$27.50
10/11/10	ESH		0.80	275.00	
10/11/10	ESH		3.90	275.00	

November 11, 2010  
 Bill Number: 104012

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**FOR PROFESSIONAL SERVICES THROUGH OCTOBER 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
10/12/10	ESH	Legal research regarding case law on standard for including new evidence in reply regarding Chicago Coke's motion to strike new evidence submitted by IEPA.	0.90	275.00	\$247.50
10/12/10	ESH		0.80	275.00	
10/12/10	ESH		1.80	275.00	
10/13/10	ESH		0.50	275.00	
10/13/10	ESH		0.60	275.00	
10/14/10	ESH	Prepare for and participate in telephonic status call with IPCB hearing officer and counsel for IEPA.	0.40	275.00	\$110.00
10/18/10	ESH	Draft limited extension of decision deadline for IPCB appeal.	0.10	275.00	\$27.50
10/18/10	ESH	Examine IPCB hearing officer order setting new status date.	0.10	275.00	\$27.50
10/19/10	ESH	Outline status report to client.	0.70	275.00	\$192.50
10/19/10	MJM	Telephone conference with S. Beemsterboer regarding case status.	0.30	285.00	\$85.50
10/20/10	ESH	Analyze new appellate court decisions regarding writ of certiorari.	0.50	275.00	\$137.50
10/20/10	ESH	Draft status report to client.	0.90	275.00	\$247.50
10/22/10	ESH	Analyze IPCB decision denying IEPA's motion to reconsider IPCB's denial of IEPA's motion to dismiss.	0.30	275.00	\$82.50
10/25/10	ESH		1.80	275.00	
10/25/10	ESH		0.10	275.00	
10/25/10	ESH		0.70	275.00	

November 11, 2010  
 Bill Number: 104012

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**FOR PROFESSIONAL SERVICES THROUGH OCTOBER 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
10/26/10	RJS		2.70	200.00	
10/26/10	RJS		1.90	200.00	
10/26/10	RJS		1.10	200.00	
10/28/10	RJS	Research case and statutory law regarding emission return credits.	0.80	200.00	\$160.00

<b>TOTAL HOURS</b>	<b>35.30</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$9,223.00</b>

**ATTORNEY SUMMARY**

Michael J. Maher	0.30 Hrs	285.00/hr	\$85.50
Elizabeth S. Harvey	28.50 Hrs	275.00/hr	\$7,837.50
Ryan J. Sullivan	6.50 Hrs	200.00/hr	\$1,300.00
	<u>35.30 Hrs</u>		<u>\$9,223.00</u>

**DISBURSEMENTS**

Photocopying

10/29/10	Photocopying	\$15.12	
			<u>\$15.12</u>

<b>TOTAL DISBURSEMENTS</b>	<b>\$15.12</b>
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November 11, 2010  
Bill Number: 104012

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**TOTAL FEES AND DISBURSEMENTS** **\$9,238.12**

**TOTAL PRIOR BALANCE** \_\_\_\_\_

**TOTAL DUE** \_\_\_\_\_

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: PATRICK G. SCIALO  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

December 16, 2010  
 Bill Number: 109669

Page 2

**FOR PROFESSIONAL SERVICES THROUGH NOVEMBER 30, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
11/02/10	RJS		1.60	200.00	
11/03/10	RJS	Analyze Illinois Administrative Code Title 35 and its application to our case where we are considering a writ of certiorari to review a decision of the Illinois Pollution Control Board. A104	0.90	200.00	\$180.00
11/15/10	ESH		0.50	275.00	
11/16/10	EEW	Analyze PCB docket entries and defendant's combined motions to dismiss.	0.20	190.00	\$38.00
11/17/10	ESH		0.40	275.00	
11/18/10	DED		0.50	125.00	
11/18/10	EEW		0.20	190.00	
11/18/10	EEW		0.10	190.00	
11/18/10	EEW		0.10	190.00	
11/19/10	DED		0.50	125.00	
11/29/10	EEW	Analyze newly issued Third District Appellate Court decision concerning the PCB's powers with respect to sanitizing permit approvals.	0.10	190.00	\$19.00

December 16, 2010  
Bill Number: 109669

Page 3

<b>TOTAL HOURS</b>	<b>5.10</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$1,005.50</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey	0.90 Hrs	275.00/hr	\$247.50
Donald Duvall	1.00 Hrs	125.00/hr	\$125.00
Ryan J. Sullivan	2.50 Hrs	200.00/hr	\$500.00
Erin E. Wright	0.70 Hrs	190.00/hr	\$133.00
	<u>5.10 Hrs</u>		<u>\$1,005.50</u>

**TOTAL FEES AND DISBURSEMENTS** **\$1,005.50**

**TOTAL PRIOR BALANCE**

**TOTAL DUE**

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: PATRICK G. SCIALO  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

January 19, 2011  
 Bill Number: 111508

Page 2

**FOR PROFESSIONAL SERVICES THROUGH DECEMBER 31, 2010**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
12/14/10	MJM	Telephone conference with S. Beemsterboer regarding status.	0.10	285.00	\$28.50
12/16/10	ESH	Prepare for and participate in telephonic status conference with IPCB hearing officer.	0.30	275.00	\$82.50
12/20/10	ESH		0.80	275.00	

<b>TOTAL HOURS</b>	<b>1.20</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$331.00</b>

**ATTORNEY SUMMARY**

Michael J. Maher	0.10 Hrs	285.00/hr	\$28.50
Elizabeth S. Harvey	1.10 Hrs	275.00/hr	\$302.50
	1.20 Hrs		\$331.00

**DISBURSEMENTS**

Westlaw

12/10/10	Westlaw: Online research completed during the month of November 2010	\$24.00
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\$24.00
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<b>TOTAL DISBURSEMENTS</b>	<b>\$24.00</b>
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<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$355.00</b>
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January 19, 2011

Page 3

Bill Number: 111508

TOTAL PRIOR BALANCE \_\_\_\_\_

TOTAL DUE \_\_\_\_\_

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: PATRICK G. SCIALO  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

February 28, 2011  
 Bill Number: 119597

Page 2

**FOR PROFESSIONAL SERVICES THROUGH JANUARY 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
01/05/11	ESH	Analyze regulations and statutes cited by IEPA in motion to dismiss circuit court action, in preparation for hearing.	0.60	275.00	\$165.00
01/05/11	ESH		0.60	275.00	
01/05/11	EEW		1.20	190.00	
01/06/11	ESH		1.40	275.00	
01/06/11	MJM		2.60	285.00	
01/07/11	MJM		1.60	285.00	
01/18/11	MJM		0.10	285.00	
01/18/11	MJM		0.20	285.00	
01/18/11	MJM		0.10	285.00	
01/19/11	ESH	Multiple correspondence with IPCB hearing officer regarding NRDC's request to participate in upcoming status hearing.	0.20	275.00	\$55.00
01/20/11	ESH	Multiple correspondence with IPCB hearing officer regarding Chicago Coke's objection to NRDC's request to participate in February 1 status conference.	0.30	275.00	\$82.50
01/20/11	MJM	Correspondence to S. Beemsterboer regarding circuit court dismissal and certiorari writ case; pending IPCB action.	0.60	285.00	\$171.00
01/21/11	ESH	Detailed analysis of NRDC's motion to intervene in IPCB proceeding.	0.90	275.00	\$247.50

February 28, 2011  
 Bill Number: 119597

Page 3

**FOR PROFESSIONAL SERVICES THROUGH JANUARY 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
01/21/11	ESH	Extended telephone conference with regarding background to NRDC motion to intervene.	0.80	275.00	\$220.00
01/21/11	EEW	Analyze NRDC's motion to intervene and draft attorneys notes regarding response arguments.	0.40	190.00	\$76.00
01/21/11	EEW	Research and analyze Pollution Control Board decisions cited in movant's motion.	0.90	190.00	\$171.00
01/21/11	EEW	Research and analyze PCB decisions where motions to intervene are denied because movants fail to demonstrate adequate prejudice.	1.30	190.00	\$247.00
01/21/11	EEW	Begin drafting response in opposition to motion to intervene, include supporting authority, and begin to discount plaintiff's arguments.	2.10	190.00	\$399.00
01/24/11	EEW	Draft six page response motion attacking movants arguments that they will be materially prejudiced absent intervention and that they will be adversely affected by a final Board order.	2.40	190.00	\$456.00
01/25/11	ESH	Additional analysis of NRDC's motion to intervene in IPCB proceeding.	0.80	275.00	\$220.00
01/25/11	ESH	Analyze case law regarding standards for intervention.	0.80	275.00	\$220.00
01/25/11	EEW	Supplement response motion to include Ms. Harvey's arguments.	1.10	190.00	\$209.00
01/26/11	ESH	Analyze IPCB decisions regarding intervention, regarding response to NRDC's motion to intervene in IPCB proceeding.	1.70	275.00	\$467.50
01/27/11	ESH	Analyze IPCB and court decisions regarding permissive intervention.	1.60	275.00	\$440.00
01/28/11	ESH	Revise draft response opposing NRDC's motion to intervene in IPCB proceeding.	3.40	275.00	\$935.00
01/30/11	ESH	Revise draft response in opposition to NRDC's motion to intervene in IPCB proceeding.	1.70	275.00	\$467.50
01/31/11	ESH	Analyze additional IPCB decisions on intervention.	1.20	275.00	\$330.00

February 28, 2011  
 Bill Number: 119597

Page 4

**FOR PROFESSIONAL SERVICES THROUGH JANUARY 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
01/31/11	ESH	Revise draft response opposing NRDC's motion to intervene in IPCB proceeding.	3.90	275.00	\$1,072.50
01/31/11	MJM	Finalize response to NRD motion to intervene.	1.00	285.00	\$285.00
<b>TOTAL HOURS</b>					<b>35.50</b>
<b>TOTAL LEGAL SERVICES</b>					<b>\$9,025.50</b>

**ATTORNEY SUMMARY**

Michael J. Maher	6.20 Hrs	285.00/hr	\$1,767.00
Elizabeth S. Harvey	19.90 Hrs	275.00/hr	\$5,472.50
Erin E. Wright	9.40 Hrs	190.00/hr	\$1,786.00
	<u>35.50 Hrs</u>		<u>\$9,025.50</u>

**DISBURSEMENTS**

Westlaw

01/13/11	Westlaw: Online research completed during the month of October 2010	\$63.35
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<u>\$63.35</u>
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<b>TOTAL DISBURSEMENTS</b>	<b>\$63.35</b>
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<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$9,088.85</b>
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February 28, 2011

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Bill Number: 119597

**TOTAL PRIOR BALANCE** \_\_\_\_\_

**TOTAL DUE** \_\_\_\_\_

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: PATRICK G. SCIALO  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

March 18, 2011

Page 2

Bill Number: 123414

**FOR PROFESSIONAL SERVICES THROUGH FEBRUARY 28, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
02/01/11	ESH	Analyze IEPA's response to NRDC motion to intervene.	0.20	275.00	\$55.00
02/01/11	ESH	Revise and finalize Chicago Coke's response opposing the NRDC's motion to intervene in IPCB proceeding.	4.80	275.00	\$1,320.00
02/01/11	ESH	Telephone conference with counsel for IEPA regarding upcoming status conference.	0.20	275.00	\$55.00
02/01/11	ESH	Prepare for and participate in status conference with IPCB hearing officer.	0.30	275.00	\$82.50
02/03/11	ESH	Draft motion to lift stay of IPCB appeal.	0.40	275.00	\$110.00
02/03/11	EEW	Analyze filed response brief in opposition to intervention.	0.20	190.00	\$38.00
02/09/11	ESH	Examine IPCB hearing officer order setting next status date.	0.10	275.00	\$27.50
02/09/11	ESH	Analyze NRDC's motion to file a reply in support of its motion to intervene, and evaluate NRDC's proposed reply.	0.40	275.00	\$110.00
02/09/11	ESH	Draft summary of current status, including pending motions at IPCB.	0.30	275.00	\$82.50
02/11/11	ESH	Detailed analysis of NRDC's proposed reply in support of attempted intervention.	0.60	275.00	\$165.00
02/11/11	ESH	Begin drafting surreply opposing NRDC's attempted intervention in IPCB appeal.	0.80	275.00	\$220.00
02/13/11	ESH	Draft response opposing NRDC's motion to file reply in support of motion to intervene.	0.40	275.00	\$110.00
02/13/11	ESH	Revise proposed surreply opposing NRDC's motion to intervene.	1.10	275.00	\$302.50
02/14/11	ESH	Revise proposed surreply to NRDC's proposed reply.	0.80	275.00	\$220.00
02/14/11	ESH	Evaluate IPCB caselaw regarding filing of replies.	0.50	275.00	\$137.50

March 18, 2011

Page 3

Bill Number: 123414

**FOR PROFESSIONAL SERVICES THROUGH FEBRUARY 28, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
02/15/11	ESH	Analyze caselaw regarding standard for "material prejudice" before the IPCB.	1.80	275.00	\$495.00
02/15/11	ESH	Revise Chicago Coke's proposed surreply to NRDC's proposed reply in support of NRDC's motion to intervene.	4.60	275.00	\$1,265.00
02/16/11	ESH	Analyze IEPA's motion to file reply to Chicago Coke's response on intervention.	0.40	275.00	\$110.00
02/24/11	ESH	Further analyze IEPA's motion for leave to file reply to Chicago Coke's response to NRDC's motion to intervene.	0.30	275.00	\$82.50
02/24/11	ESH	Begin drafting response to IEPA's motion to file reply.	1.10	275.00	\$302.50
02/25/11	ESH	Revise response opposing IEPA's motion for leave to file a reply.	0.90	275.00	\$247.50
02/28/11	ESH	Revise and finalize Chicago Coke's response opposing IEPA's motion for leave to file a reply.	1.40	275.00	\$385.00
<b>TOTAL HOURS</b>					<b>21.60</b>
<b>TOTAL LEGAL SERVICES</b>					<b>\$5,923.00</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey	21.40 Hrs	275.00/hr	\$5,885.00
Erin E. Wright	0.20 Hrs	190.00/hr	\$38.00
	<u>21.60 Hrs</u>		<u>\$5,923.00</u>

**DISBURSEMENTS**

Photocopies

02/28/11	Photocopies	\$16.02	\$16.02
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Westlaw



May 16, 2011

Page 2

Bill Number: 130401

**FOR PROFESSIONAL SERVICES THROUGH APRIL 30, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
04/25/11	ESH	Analyze IPCB opinion and order lifting stay and granting NRDC's motion to intervene, subject to conditions.	0.60	275.00	\$165.00
04/28/11	CES	Setup and Prepare in-house Conference Call per the request of Ms. Harvey	0.20	135.00	\$27.00
04/28/11	ESH	Further analysis of IPCB order granting NRDC's motion to intervene.	0.50	275.00	\$137.50
04/28/11	ESH	Prepare for and participate in telephonic status conference with IPCB hearing officer and counsel for all parties.	0.50	275.00	\$137.50
04/28/11	ESH	Draft status report to client.	0.80	275.00	\$220.00
<b>TOTAL HOURS</b>					<b>2.60</b>
<b>TOTAL LEGAL SERVICES</b>					<b>\$687.00</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey	2.40 Hrs	275.00/hr	\$660.00
Colin E. Stokes	0.20 Hrs	135.00/hr	\$27.00
	<u>2.60 Hrs</u>		<u>\$687.00</u>

<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$687.00</b>
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May 16, 2011

Page 3

Bill Number: 130401

**TOTAL PRIOR BALANCE**

**TOTAL DUE**

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: PATRICK G. SCIALO  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

June 15, 2011

Page 2

Bill Number: 133114

**FOR PROFESSIONAL SERVICES THROUGH MAY 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
05/02/11	MJM	Correspondence to client regarding status update.	0.50	285.00	\$142.50
05/09/11	ESH	Examine IPCB hearing officer order setting deadlines for proposed discovery schedule and IEPA filing its record.	0.10	275.00	\$27.50
05/10/11	ESH	Analyze options regarding proposed discovery schedule, as directed by IPCB hearing officer.	0.90	275.00	\$247.50
05/12/11	ESH	Multiple correspondence with counsel for IEPA regarding proposed discovery schedule.	0.50	275.00	\$137.50
05/12/11	ESH	Outline proposed discovery schedule.	0.50	275.00	\$137.50
05/12/11	ESH	Analyze dissenting opinion by two IPCB members, believing that NRDC's motion to intervene should not have been granted.	0.40	275.00	\$110.00
05/12/11	ESH	Legal research regarding prior IPCB's decisions regarding discovery in permit appeals.	1.40	275.00	\$385.00
05/12/11	ESH	Evaluate IPCB's decisions regarding discovery in permit appeals.	1.70	275.00	\$467.50
05/16/11	ESH	Multiple correspondence with counsel for IEPA and NRDC regarding proposed discovery scheduled required by IEPA hearing officer.	0.40	275.00	\$110.00
05/17/11	ESH	Analyze IPCB case law and regulations regarding discovery provisions in appeals of IEPA denials.	1.20	275.00	\$330.00
05/17/11	ESH	Prepare for and participate in conference call with counsel for IEPA and NRDC regarding proposed discovery schedule, as directed by IPCB hearing officer.	0.80	275.00	\$220.00
05/17/11	ESH	Draft proposed submission to IPCB hearing officer regarding proposed discovery schedule.	0.50	275.00	\$137.50

June 15, 2011

Page 3

Bill Number: 133114

**FOR PROFESSIONAL SERVICES THROUGH MAY 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
05/17/11	ESH	Multiple correspondence with counsel for IEPA and NRDC regarding proposed submission to IPCB hearing officer.	0.40	275.00	\$110.00
05/18/11	ESH	Multiple correspondence with counsel for IEPA and for NRDC regarding proposed discovery schedule.	0.40	275.00	\$110.00
05/18/11	ESH	Analyze IEPA's contention that appeal may not have a decision deadline.	0.70	275.00	\$192.50
05/18/11	ESH	Extended telephone conference with counsel for IEPA regarding proposed discovery schedule, and regarding IEPA's position on decision deadline.	0.50	275.00	\$137.50
05/18/11	ESH	Finalize joint proposal regarding discovery schedule.	0.40	275.00	\$110.00
05/18/11	ESH	Correspondence to IPCB hearing officer regarding proposed discovery schedule and waiver.	0.20	275.00	\$55.00

<b>TOTAL HOURS</b>	<b>11.50</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$3,167.50</b>

**ATTORNEY SUMMARY**

Michael J. Maher	0.50 Hrs	285.00/hr	\$142.50
Elizabeth S. Harvey	11.00 Hrs	275.00/hr	\$3,025.00
	<u>11.50 Hrs</u>		<u>\$3,167.50</u>

<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$3,167.50</b>
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June 15, 2011

Page 4

Bill Number: 133114

**TOTAL PRIOR BALANCE**

**TOTAL DUE** \_\_\_\_\_

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: PATRICK G. SCIALO  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

July 20, 2011

Page 2

Bill Number: 140617

**FOR PROFESSIONAL SERVICES THROUGH JUNE 30, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
06/03/11	ESH	Examine IPCB hearing officer order setting discovery schedule.	0.10	275.00	\$27.50
06/03/11	ESH	Draft limited waiver of decision deadline.	0.10	275.00	\$27.50
06/08/11	ESH	Telephone conference with counsel for IEPA regarding filing of IEPA record.	0.30	275.00	\$82.50
06/10/11	ESH	Multiple telephone conferences with counsel for IEPA regarding IEPA's motion to file reduced number of copies of the record.	0.20	275.00	\$55.00
06/13/11	ESH	Telephone conference with counsel for IEPA regarding filing of IEPA record of decision.	0.20	275.00	\$55.00
06/13/11	ESH	Evaluate issues for written discovery to IEPA and NRDC.	0.50	275.00	\$137.50
06/15/11	ESH	Initial analysis of IEPA record.	0.50	275.00	\$137.50
06/17/11	ESH	Initial evaluation of voluminous documents submitted by IEPA as part of its record of decision.	1.80	275.00	\$495.00
06/21/11	ESH	Analyze issues for Chicago Coke's written discovery requests to IEPA and NRDC.	1.90	275.00	\$522.50
06/22/11	ESH	Review issues raised by IEPA and NRDC regarding drafting of written discovery to IEPA and NRDC.	1.80	275.00	\$495.00
06/23/11	ESH	Continue analyzing voluminous documents in IEPA's record of decision.	3.10	275.00	\$852.50
06/28/11	ESH	Continue analyzing IEPA record.	3.20	275.00	\$880.00
06/29/11	ESH	Continue analyzing voluminous documents submitted by IEPA in its record of decision.	4.30	275.00	\$1,182.50
06/30/11	ESH	Outline issues for written discovery requests to IEPA.	0.80	275.00	\$220.00
06/30/11	ESH	Continue analyzing documents produced by IEPA in its record of decision.	4.50	275.00	\$1,237.50

July 20, 2011

Page 3

Bill Number: 140617

<b>TOTAL HOURS</b>	<u>23.30</u>
<b>TOTAL LEGAL SERVICES</b>	<b>\$6,407.50</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey

23.30 Hrs	275.00/hr	<u>\$6,407.50</u>
<u>23.30 Hrs</u>		<b>\$6,407.50</b>

**DISBURSEMENTS**

Photocopies

06/30/11	Photocopies	\$1.62		\$1.62
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Westlaw

06/16/11	Westlaw: Online research completed during the month of May 2011	\$2.38		\$2.38
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<b>TOTAL DISBURSEMENTS</b>	<u><b>\$4.00</b></u>
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<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$6,411.50</b>
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**TOTAL PRIOR BALANCE**

**TOTAL DUE**

July 20, 2011

Page 4

Bill Number: 140617

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**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: RALPH C. SOUDER  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

August 16, 2011  
 Bill Number: 144057

Page 2

**FOR PROFESSIONAL SERVICES THROUGH JULY 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
07/01/11	ESH	Analyze strategy for discovery requests to NRDC.	1.20	275.00	\$330.00
07/01/11	ESH	Continue evaluating documents produced as part of IEPA record of decision.	5.10	275.00	\$1,402.50
07/01/11	ESH	Review prior IEPA arguments regarding issues for written discovery.	0.80	275.00	\$220.00
07/05/11	ESH	Analyze voluminous IEPA documents, including federal and state policies on "permanent shutdown" produced as part of IEPA record of decision.	6.30	275.00	\$1,732.50
07/05/11	ESH	Continue outlining written discovery requests to IEPA and NRDC.	1.60	275.00	\$440.00
07/06/11	ESH	Legal research regarding updating USEPA guidance produced by IEPA regarding "permanent shutdown."	2.40	275.00	\$660.00
07/06/11	ESH	Research and analyze federal court case law regarding "permanent shutdown."	3.70	275.00	\$1,017.50
07/06/11	ESH	Further evaluate IEPA's claims in support of its decision.	0.60	275.00	\$165.00
07/06/11	ESH	Analyze possible motion for summary judgment.	0.80	275.00	\$220.00
07/07/11	ESH	Further analysis of voluminous documents produced by IEPA as part of record of decision.	3.90	275.00	\$1,072.50
07/07/11	ESH	Draft memo to file regarding review and analysis of IEPA record.	2.20	275.00	\$605.00
07/11/11	ESH	Revise memo to file regarding review and analysis of voluminous documents in IEPA's record of decision.	2.10	275.00	\$577.50
07/11/11	ESH	Begin drafting interrogatories to IEPA.	4.30	275.00	\$1,182.50
07/11/11	ESH	Begin drafting interrogatories to NRDC.	0.90	275.00	\$247.50

August 16, 2011

Page 3

Bill Number: 144057

**FOR PROFESSIONAL SERVICES THROUGH JULY 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
07/12/11	ESH	Multiple telephone conferences with counsel for IEPA regarding deadline for issuing written discovery.	0.30	275.00	\$82.50
07/12/11	ESH	Telephone conference with counsel for NRDC regarding discovery deadlines.	0.20	275.00	\$55.00
07/12/11	ESH	Multiple correspondence with IPCB hearing officer regarding discovery deadlines.	0.20	275.00	\$55.00
07/15/11	ESH	Draft document requests to NRDC.	1.80	275.00	\$495.00
07/15/11	ESH	Outline requests to admit to IEPA.	1.50	275.00	\$412.50
07/15/11	ESH	Outline requests to admit to NRDC.	0.90	275.00	\$247.50
07/15/11	ESH	Draft document requests to IEPA.	2.10	275.00	\$577.50
07/18/11	ESH	Revise and finalize interrogatories to IEPA.	0.90	275.00	\$247.50
07/18/11	ESH	Revise and finalize interrogatories to NRDC.	1.70	275.00	\$467.50
07/18/11	ESH	Revise and finalize document requests to IEPA.	1.60	275.00	\$440.00
07/18/11	ESH	Prepare requests to admit to IEPA.	1.70	275.00	\$467.50
07/18/11	ESH	Prepare requests to admit to NRDC.	1.30	275.00	\$357.50
07/18/11	ESH	Revise document requests to NRDC.	0.90	275.00	\$247.50
07/18/11	ESH	Multiple correspondence with counsel for IEPA and NRDC regarding written discovery.	0.30	275.00	\$82.50
07/19/11	ESH	Initial analysis of IEPA's interrogatories to Chicago Coke.	0.60	275.00	\$165.00
07/19/11	ESH	Initial evaluation of IEPA's requests to admit to Chicago Coke.	0.70	275.00	\$192.50
07/19/11	ESH	Initial analysis of NRDC's interrogatories, document requests, and requests to admit to Chicago Coke.	0.90	275.00	\$247.50
07/19/11	ESH	Evaluate NRDC's interrogatories, document requests, and requests to admit to IEPA.	0.70	275.00	\$192.50
07/19/11	ESH	Consider strategy for responding to discovery, given NRDC's irrelevant discovery requests.	0.80	275.00	\$220.00

August 16, 2011  
 Bill Number: 144057

**FOR PROFESSIONAL SERVICES THROUGH JULY 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
07/20/11	ESH	Multiple correspondence with counsel for NRDC regarding service of NRDC's written discovery and requests to admit to Chicago Coke.	0.20	275.00	\$55.00
07/20/11	ESH	Detailed evaluation of NRDC's interrogatories, document requests, and requests to admit to Chicago Coke.	1.90	275.00	\$522.50
07/21/11	ESH	Evaluate potential IEPA witnesses for deposition.	0.80	275.00	\$220.00
07/22/11	ESH	Begin drafting status letter to client.	0.90	275.00	\$247.50
07/26/11	ESH	Review case law regarding limitations on scope of IPCB review of IEPA decisions (based only on record before IEPA).	0.60	275.00	\$165.00
07/28/11	ESH	Outline motion to strike and for protective order regarding NRDC's irrelevant discovery requests regarding PM2.5 and PM10.	1.10	275.00	\$302.50
07/29/11	ESH	Further analysis of written discovery to Chicago Coke from IEPA and from NRDC regarding preparing responses and objections.	1.20	275.00	\$330.00
<b>TOTAL HOURS</b>					<b>61.70</b>
<b>TOTAL LEGAL SERVICES</b>					<b>\$16,967.50</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey	61.70 Hrs	275.00/hr	\$16,967.50
	<u>61.70 Hrs</u>		<u>\$16,967.50</u>

**DISBURSEMENTS**

Photocopies			
07/28/11	Photocopies	\$30.96	
			\$30.96

August 16, 2011  
Bill Number: 144057

Page 5

General

07/15/11 IKON Office Solutions: Litigation copies \$210.42

\$210.42

**TOTAL DISBURSEMENTS \$241.38**

**TOTAL FEES AND DISBURSEMENTS \$17,208.88**

**TOTAL PRIOR BALANCE** \_\_\_\_\_

**TOTAL DUE** \_\_\_\_\_

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: RALPH C. SOUDER  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

September 20, 2011  
 Bill Number: 150931

Page 2

**FOR PROFESSIONAL SERVICES THROUGH AUGUST 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
08/01/11	ESH	Draft status letter to client, including recommendations for action and analysis of possible outcome.	4.60	275.00	\$1,265.00
08/02/11	ESH	Revise status report to client.	0.80	275.00	\$220.00
08/02/11	MJM	Finalize status report to client.	0.90	285.00	\$256.50
08/03/11	ESH	Additional analysis of documents (including Chicago Coke emissions reports) regarding preparing responses to discovery from IEPA and NRDC.	1.60	275.00	\$440.00
08/04/11	ESH	Further analysis of IEPA and NRDC discovery requests to Chicago Coke, and of strategy to limit use of responses.	0.90	275.00	\$247.50
08/08/11	ESH	Draft motion to strike NRDC's discovery to Chicago Coke.	0.80	275.00	\$220.00
08/08/11	ESH	Evaluate potential motion for summary judgment.	0.70	275.00	\$192.50
08/10/11	ESH	Evaluate issues for potential deponents.	0.90	275.00	\$247.50
08/11/11	ESH	Continue drafting motion to strike and for protective order regarding NRDC's discovery requests to Chicago Coke.	0.60	275.00	\$165.00
08/11/11	ESH	Begin responses to IEPA's interrogatories to Chicago Coke.	2.80	275.00	\$770.00
08/11/11	ESH	Begin responses to IEPA's requests to admit to Chicago Coke.	2.40	275.00	\$660.00
08/12/11	ESH	Revise motion to strike and for protective order regarding NRDC's discovery requests to Chicago Coke.	1.10	275.00	\$302.50
08/12/11	MJM	Examine payment by bankruptcy trustee.	0.10	285.00	\$28.50
08/12/11	MJM	Correspondence to Mr. Beemsterboer regarding payment of \$1,147.11.	0.20	285.00	\$57.00

September 20, 2011

Page 3

Bill Number: 150931

**FOR PROFESSIONAL SERVICES THROUGH AUGUST 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
08/15/11	ESH	Continue outlining responses to IEPA's requests to admit to Chicago Coke.	0.90	275.00	\$247.50
08/15/11	ESH	Analyze NRDC's discovery requests to IEPA, focusing on NRDC requests outside the scope of the petition for review.	0.70	275.00	\$192.50
08/15/11	ESH	Continue preparing responses to IEPA's interrogatories to Chicago Coke.	0.60	275.00	\$165.00
08/19/11	ESH	Review documents preparing responses to written discovery from IEPA and NRDC.	1.10	275.00	\$302.50
08/22/11	ESH	Additional analysis of prior IPCB and court decisions regarding prohibition on discovery requests for motion to strike and for protective order against NRDC.	1.70	275.00	\$467.50
08/23/11	ESH	Additional analysis of Chicago Coke's emission reports and other documents regarding information needed for responses to IEPA and NRDC discovery requests.	2.70	275.00	\$742.50
08/24/11	ESH	Revise draft responses to IEPA's requests to admit, including analysis of objections and possible motion for protective order.	1.60	275.00	\$440.00
08/24/11	ESH	Revise draft responses to NRDC's written discovery.	0.60	275.00	\$165.00
08/29/11	ESH	Revise motion to strike and for protective order regarding NRDC's discovery requests.	3.10	275.00	\$852.50
08/29/11	ESH	Revise Chicago Coke's draft responses to IEPA's interrogatories.	0.60	275.00	\$165.00
08/29/11	ESH	Update Chicago Coke's draft responses to IEPA's requests to admit.	1.50	275.00	\$412.50
08/29/11	ESH	Revise Chicago Coke's draft responses to NRDC's requests to admit, interrogatories, and document requests.	0.90	275.00	\$247.50
08/30/11	ESH	Update memo regarding documents in IEPA's record of decision.	1.20	275.00	\$330.00

September 20, 2011  
 Bill Number: 150931

Page 4

**FOR PROFESSIONAL SERVICES THROUGH AUGUST 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
08/30/11	ESH	Continue drafting motion to strike and for protective order regarding NRDC's discovery requests and requests to admit.	3.10	275.00	\$852.50
08/31/11	ESH	Revise draft responses and objections to NRDC's requests to admit, interrogatories, and document requests.	0.50	275.00	\$137.50
08/31/11	ESH	Draft correspondence to Mr. Beemsterboer regarding Chicago Coke's draft discovery responses.	0.40	275.00	\$110.00
08/31/11	MJM	Finalize discovery answers and forward to Mr. Beemsterboer.	0.60	285.00	\$171.00

<b>TOTAL HOURS</b>	<b>40.20</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$11,073.00</b>

**ATTORNEY SUMMARY**

Michael J. Maher	1.80 Hrs	285.00/hr	\$513.00
Elizabeth S. Harvey	38.40 Hrs	275.00/hr	\$10,560.00
	<u>40.20 Hrs</u>		<u>\$11,073.00</u>

**TOTAL FEES AND DISBURSEMENTS      \$11,073.00**

September 20, 2011  
Bill Number: 150931

Page 5

TOTAL PRIOR BALANCE

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TOTAL DUE

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: RALPH C. SOUDER  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

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October 20, 2011

Page 2

Bill Number: 153871

**FOR PROFESSIONAL SERVICES THROUGH SEPTEMBER 30, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
09/07/11	ESH	Finalize responses to IEPA's interrogatories.	0.50	275.00	\$137.50
09/07/11	ESH	Finalize responses to IEPA's requests to admit.	0.90	275.00	\$247.50
09/07/11	ESH	Finalize responses to NRDC's interrogatories, document requests, and requests to admit.	0.50	275.00	\$137.50
09/08/11	ESH	Initial analysis of IEPA's responses to Chicago Coke's interrogatories and document requests.	0.50	275.00	\$137.50
09/08/11	ESH	Begin evaluating IEPA's responses to Chicago Coke's requests to admit.	0.50	275.00	\$137.50
09/08/11	ESH	Initial analysis of IEPA's responses to NRDC's interrogatories and document requests.	0.40	275.00	\$110.00
09/08/11	ESH	Begin reviewing IEPA's responses to NRDC's requests to admit.	0.40	275.00	\$110.00
09/08/11	ESH	Initial evaluation of documents produced by NRDC in responses to Chicago Coke's discovery requests.	0.80	275.00	\$220.00
09/09/11	ESH	Detailed analysis of documents produced by IEPA, focusing on alleged emissions from Chicago Coke facility.	3.30	275.00	\$907.50
09/09/11	ESH	Compare federal and state guidance on ERC calculation to alleged emissions.	2.10	275.00	\$577.50
09/13/11	ESH	Additional comparison of federal guidance regarding ERCs with documents produced by IEPA in response to Chicago Coke's discovery requests.	2.70	275.00	\$742.50
09/13/11	ESH	Multiple correspondence with counsel for NRDC regarding unanswered interrogatory from Chicago Coke to NRDC.	0.30	275.00	\$82.50
09/13/11	ESH	Consider whether depositions are necessary.	0.60	275.00	\$165.00
09/14/11	ESH	Continue evaluation of discovery responses from IEPA and NRDC, including analysis of any necessary additional discovery and disputes regarding adequacy of discovery responses.	3.10	275.00	\$852.50

October 20, 2011  
 Bill Number: 153871

**FOR PROFESSIONAL SERVICES THROUGH SEPTEMBER 30, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
09/15/11	ESH	Further analysis of documents produced by NRDC in response to Chicago Coke's document request.	1.20	275.00	\$330.00
09/22/11	ESH	Telephone conference with counsel for IEPA and NRDC regarding status hearing with IPCB hearing officer.	0.40	275.00	\$110.00
09/22/11	ESH	Prepare for and participate in telephonic status hearing with IPCB hearing officer and all counsel.	0.50	275.00	\$137.50
<b>TOTAL HOURS</b>					<b>18.70</b>
<b>TOTAL LEGAL SERVICES</b>					<b>\$5,142.50</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey

18.70 Hrs	275.00/hr	\$5,142.50
18.70 Hrs		\$5,142.50

**DISBURSEMENTS**

Photocopying

09/30/11	Photocopying	\$15.48	
			\$15.48
<b>TOTAL DISBURSEMENTS</b>			<b>\$15.48</b>

**TOTAL FEES AND DISBURSEMENTS** **\$5,157.98**

October 20, 2011  
Bill Number: 153871

Page 4

TOTAL PRIOR BALANCE

TOTAL DUE

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November 15, 2011  
 Bill Number: 159001

Page 2

**FOR PROFESSIONAL SERVICES THROUGH OCTOBER 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
10/13/11	ESH	Examine federal guidance regarding "permanent shutdown" regarding potential motion for summary judgment.	1.10	275.00	\$302.50
10/14/11	ESH	Evaluate motion for summary judgment.	1.70	275.00	\$467.50
10/17/11	ESH	Further analysis of potential motion for summary judgment, and of defenses to potential summary judgment motion by IEPA.	2.10	275.00	\$577.50
10/20/11	ESH	Further evaluation of written discovery responses regarding potential motions to compel.	0.90	275.00	\$247.50
10/21/11	ESH	Evaluate potential defenses to motions for summary judgment by NRDC.	0.80	275.00	\$220.00
10/25/11	ESH	Evaluation of IEPA's responses to NRDC's discovery requests, focusing on responses related to Chicago Coke's alleged "permanent shutdown."	1.70	275.00	\$467.50
10/25/11	ESH	Analyze federal guidance documents produced by IEPA (in administrative record) regarding IEPA's asserted basis for denying use of ERCs.	2.10	275.00	\$577.50
10/26/11	ESH	Further analysis of IEPA's responses to Chicago Coke's interrogatories, requests to admit, and document requests regarding preparing motion to compel complete responses.	2.80	275.00	\$770.00
10/26/11	ESH	Evaluate NRDC's supplemental responses to Chicago Coke's interrogatories.	0.50	275.00	\$137.50
10/26/11	ESH	Multiple correspondence with Ms. Alexander (NRDC's counsel) regarding NRDC's supplemental responses.	0.40	275.00	\$110.00
10/26/11	ESH	Evaluate deposition strategy.	0.80	275.00	\$220.00
10/27/11	ESH	Telephone conference with counsel for IEPA regarding dispute over adequacy of IEPA's discovery responses.	0.40	275.00	\$110.00

November 15, 2011  
 Bill Number: 159001

Page 3

**FOR PROFESSIONAL SERVICES THROUGH OCTOBER 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
10/27/11	ESH	Additional analysis of IEPA's responses to Chicago Coke's discovery, in preparation for potential motion to compel adequate responses.	0.90	275.00	\$247.50
10/28/11	ESH	Multiple telephone conferences with counsel for IEPA regarding disagreements on adequacy of IEPA's responses to Chicago Coke's discovery requests.	0.30	275.00	\$82.50
10/31/11	ESH	Examine IEPA's substitution of counsel.	0.10	275.00	\$27.50
10/31/11	ESH	Multiple correspondence with IEPA attorney regarding Rule 201(k) conference regarding discovery disputes.	0.30	275.00	\$82.50
10/31/11	ESH	Telephone conference with NRDC attorney regarding preparation for status call with IPCB hearing officer.	0.20	275.00	\$55.00
10/31/11	ESH	Prepare for and participate in telephonic status call with IPCB hearing officer and counsel for IEPA and NRDC.	0.40	275.00	\$110.00

<b>TOTAL HOURS</b>	<b>17.50</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$4,812.50</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey

17.50 Hrs	275.00/hr	\$4,812.50
<u>17.50 Hrs</u>		<u>\$4,812.50</u>

<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$4,812.50</b>
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November 15, 2011  
Bill Number: 159001

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**TOTAL PRIOR BALANCE**

**TOTAL DUE**

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December 16, 2011  
 Bill Number: 164741

Page 2

**FOR PROFESSIONAL SERVICES THROUGH NOVEMBER 30, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
11/02/11	ESH	Multiple correspondence with counsel for IEPA regarding Rule 201K conference regarding discovery disputes.	0.30	275.00	\$82.50
11/02/11	ESH	Multiple correspondence with counsel for NRDC regarding Rule 201K conference regarding discovery disputes.	0.30	275.00	\$82.50
11/03/11	ESH	Examine IPCB hearing officer order setting status hearing.	0.10	275.00	\$27.50
11/03/11	ESH	Prepare for Rule 201(k) conference with IEPA attorney regarding discovery dispute.	0.60	275.00	\$165.00
11/04/11	ESH	Additional evaluation of IEPA administrative record, including federal guidance documents, regarding possible motion for summary judgment.	2.60	275.00	\$715.00
11/04/11	ESH	Analyze NRDC's stated legal positions regarding possible motion for summary judgment.	0.60	275.00	\$165.00
11/04/11	ESH	Further preparation for Rule 201(k) conference with IEPA regarding discovery disputes.	0.50	275.00	\$137.50
11/07/11	ESH	Prepare for 201(k) conference with IEPA regarding Chicago Coke's objections to IEPA's responses to interrogatories, document requests, and requests to admit.	2.10	275.00	\$577.50
11/07/11	ESH	Correspondence to IEPA attorney regarding discovery objections.	0.80	275.00	\$220.00
11/07/11	ESH	Telephone conference with NRDC attorney regarding 201(k) conference regarding discovery disputes.	0.10	275.00	\$27.50
11/07/11	ESH	Prepare for 201(k) conference with NRDC regarding objections to NRDC's responses to interrogatories and requests to admit.	1.30	275.00	\$357.50
11/07/11	ESH	Correspondence to NRDC attorney regarding discovery dispute.	0.60	275.00	\$165.00

December 16, 2011  
 Bill Number: 164741

Page 3

**FOR PROFESSIONAL SERVICES THROUGH NOVEMBER 30, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
11/08/11	ESH	Prepare for and participate in Rule 201(k) conference with IEPA's attorney regarding Chicago Coke's objections to IEPA's discovery responses.	2.40	275.00	\$660.00
11/08/11	ESH	Multiple correspondence with IEPA's attorney regarding documents produced by IEPA.	0.30	275.00	\$82.50
11/08/11	ESH	Multiple correspondence with NRDC attorney regarding NRDC's responses to Chicago Coke's discovery.	0.30	275.00	\$82.50
11/09/11	ESH	Prepare for and participate in Rule 201(k) conference with NRDC's attorney regarding Chicago Coke's objections to NRDC's discovery responses.	1.20	275.00	\$330.00
11/09/11	ESH	Prepare memo regarding status of discovery.	0.40	275.00	\$110.00
11/09/11	ESH	Evaluate options for motions to compel discovery responses from IEPA and NRDC.	0.40	275.00	\$110.00
11/22/11	ESH	Multiple correspondence with IEPA's attorney regarding ongoing dispute regarding adequacy of IEPA's discovery responses.	0.40	275.00	\$110.00
11/22/11	ESH	Evaluate impact of IEPA's continuing refusal to answer specific interrogatories.	0.70	275.00	\$192.50
11/23/11	ESH	Correspondence with IEPA attorney regarding follow-up on discovery dispute.	0.10	275.00	\$27.50
11/23/11	ESH	Evaluate adequacy of IEPA and NRDC discovery responses for possible Chicago Coke's motion for summary judgment.	1.40	275.00	\$385.00
11/28/11	ESH	Prepare for and participate in continued Rule 201(k) conference with IEPA's attorney regarding ongoing dispute regarding IEPA's responses to Chicago Coke's discovery requests.	1.20	275.00	\$330.00
11/28/11	ESH	Outline motion to compel discovery responses from IEPA.	0.90	275.00	\$247.50
11/29/11	ESH	Draft motion to compel discovery responses from IEPA.	1.40	275.00	\$385.00

December 16, 2011  
 Bill Number: 164741

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**FOR PROFESSIONAL SERVICES THROUGH NOVEMBER 30, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
11/30/11	ESH	Revise motion to compel IEPA discovery responses.	1.70	275.00	\$467.50

<b>TOTAL HOURS</b>	<b>22.70</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$6,242.50</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey	22.70 Hrs	275.00/hr	\$6,242.50
	<u>22.70 Hrs</u>		<u>\$6,242.50</u>

**DISBURSEMENTS**

Photocopies			
11/29/11	Photocopies	\$0.36	
			<u>\$0.36</u>
	<b>TOTAL DISBURSEMENTS</b>		<b>\$0.36</b>

**TOTAL FEES AND DISBURSEMENTS**      **\$6,242.86**

**TOTAL PRIOR BALANCE**

December 16, 2011  
Bill Number: 164741

Page 5

**TOTAL DUE**

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330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

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January 18, 2012  
 Bill Number: 166307

Page 2

**FOR PROFESSIONAL SERVICES THROUGH DECEMBER 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
12/01/11	ESH	Analyze NRDC pleadings and discovery responses regarding potential cross-motion for summary judgment.	0.90	275.00	\$247.50
12/01/11	ESH	Evaluate IEPA pleadings and documents regarding potential cross-motion for summary judgment.	1.10	275.00	\$302.50
12/03/11	ESH	Continued evaluation of IEPA administrative record, including alleged "federal guidance" on availability of ERCs from permanently shutdown facilities.	3.90	275.00	\$1,072.50
12/03/11	ESH	Research status of federal regulations and policies on use of ERCs.	1.30	275.00	\$357.50
12/05/11	ESH	Legal research regarding IPCB decisions on motions to compel discovery responses.	0.90	275.00	\$247.50
12/05/11	ESH	Analyze IPCB decisions on motions to compel.	0.90	275.00	\$247.50
12/06/11	ESH	Review documents produced by NRDC regarding strategy, whether to file motion to compel.	0.90	275.00	\$247.50
12/08/11	ESH	Further evaluation of prior decisions by Hearing Officer Halloran and IPCB regarding motions to compel.	1.20	275.00	\$330.00
12/09/11	ESH	Revise motion to compel IEPA to respond to Chicago Coke's discovery.	2.20	275.00	\$605.00
12/13/11	ESH	Evaluate possible Chicago Coke's motion for summary judgment.	0.80	275.00	\$220.00
12/14/11	ESH	Finalize motion to compel IEPA responses to Chicago Coke's discovery requests.	4.80	275.00	\$1,320.00
12/14/11	ESH	Multiple telephone conference with IPCB clerk regarding motion to compel IEPA responses to Chicago Coke's discovery responses.	0.20	275.00	\$55.00
12/14/11	ESH	Draft status report to client.	1.90	275.00	\$522.50

January 18, 2012  
 Bill Number: 166307

**FOR PROFESSIONAL SERVICES THROUGH DECEMBER 31, 2011**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
12/15/11	ESH	Examine IPCB hearing officer order regarding motion to compel and next status hearing.	0.10	275.00	\$27.50
12/16/11	ESH	Correspondence to counsel for IEPA and NRDC regarding Chicago Coke's motion to compel.	0.10	275.00	\$27.50
12/19/11	ESH	Evaluate NRDC's legal position on Chicago Coke's ERCs regarding anticipated motion for summary judgment by NRDC.	0.90	275.00	\$247.50
12/23/11	ESH	Draft update regarding status of discovery.	0.50	275.00	\$137.50

<b>TOTAL HOURS</b>	<b>22.60</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$6,215.00</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey

22.60 Hrs	275.00/hr	\$6,215.00
22.60 Hrs		\$6,215.00

**DISBURSEMENTS**

Photocopies

12/30/11 Photocopies \$41.76

\$41.76

<b>TOTAL DISBURSEMENTS</b>	<b>\$41.76</b>
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<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$6,256.76</b>
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January 18, 2012  
Bill Number: 166307

Page 4

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**TOTAL PRIOR BALANCE**

**TOTAL DUE**

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February 20, 2012  
 Bill Number: 172441

Page 2

**FOR PROFESSIONAL SERVICES THROUGH JANUARY 31, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
01/13/12	ESH	Initial evaluation of IEPA's response to Chicago Coke's motion to compel.	0.40	275.00	\$110.00
01/18/12	ESH	Analyze IEPA's response to Chicago Coke's motion to compel discovery responses.	0.50	275.00	\$137.50

<b>TOTAL HOURS</b>	<b>0.90</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$247.50</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey

0.90 Hrs	275.00/hr	\$247.50
0.90 Hrs		\$247.50

**DISBURSEMENTS**

Westlaw

01/13/12	Westlaw: Online research completed during the month of December 2011	\$5.71
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\$5.71

<b>TOTAL DISBURSEMENTS</b>	<b>\$5.71</b>
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<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$253.21</b>
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February 20, 2012  
Bill Number: 172441

Page 3

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**TOTAL PRIOR BALANCE**

**TOTAL DUE**

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March 19, 2012  
 Bill Number: 175294

Page 2

**FOR PROFESSIONAL SERVICES THROUGH FEBRUARY 29, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
02/02/12	ESH	Prepare for and participate in telephonic status conference with IPCB hearing officer and counsel for IEPA and NRDC.	0.50	275.00	\$137.50
02/08/12	ESH	Examine hearing officer order setting new date for status hearing.	0.10	275.00	\$27.50

<b>TOTAL HOURS</b>	<b>0.60</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$165.00</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey

0.60 Hrs	275.00/hr	<u>\$165.00</u>
0.60 Hrs		\$165.00

<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$165.00</b>
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**TOTAL PRIOR BALANCE**

March 19, 2012

Page 3

Bill Number: 175294

**TOTAL DUE**

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CHICAGO, IL 60611

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April 18, 2012

Page 2

Bill Number: 179361

**FOR PROFESSIONAL SERVICES THROUGH MARCH 31, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
03/08/12	ESH	Examine hearing officer's order resetting status conference to March 28, 2012.	0.10	275.00	\$27.50
03/08/12	ESH	Correspondence to counsel for IEPA and for NRDC regarding resetting of status conference.	0.10	275.00	\$27.50
03/28/12	ESH	Prepare for and participate in status conference with IPCB hearing officer and counsel for IEPA and NRDC.	0.50	275.00	\$137.50
03/28/12	ESH	Initial analysis of IPCB hearing officer order granting Chicago Coke's motion to compel IEPA discovery responses.	0.40	275.00	\$110.00
03/29/12	ESH	Evaluate IPCB hearing officer's decision granting Chicago Coke's motion to compel discovery responses from IEPA.	0.60	275.00	\$165.00

<b>TOTAL HOURS</b>	<b>1.70</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$467.50</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey

1.70 Hrs	275.00/hr	\$467.50
<u>1.70 Hrs</u>		<u>\$467.50</u>

**TOTAL FEES AND DISBURSEMENTS                    \$467.50**

April 18, 2012

Page 3

Bill Number: 179361

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**TOTAL PRIOR BALANCE**

**TOTAL DUE**

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May 24, 2012

Page 2

Bill Number: 186675

**FOR PROFESSIONAL SERVICES THROUGH APRIL 30, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
04/04/12	MJM	Examine hearing officer regarding nine-page order granting Chicago Coke motions.	0.60	285.00	\$171.00
04/05/12	ESH	Additional evaluation of IPCB hearing officer ruling granting Chicago Coke's motion to compel IEPA's discovery responses.	0.90	275.00	\$247.50
04/05/12	MJM	Examine request from S. Beemsterboer.	0.10	285.00	\$28.50
04/06/12	ESH	Draft status update to client.	0.90	275.00	\$247.50
04/06/12	MJM	Draft status report to S. Beemsterboer regarding success on recent motion.	0.80	285.00	\$228.00
04/25/12	ESH	Prepare for and participate in telephonic status conference with IPCB hearing officer and counsel for IEPA and for NRDC.	0.60	275.00	\$165.00
04/27/12	ESH	Multiple correspondence with counsel for IEPA and for NRDC regarding waivers, discovery responses, and potential motion for summary judgment.	0.60	275.00	\$165.00

<b>TOTAL HOURS</b>	<b>4.50</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$1,252.50</b>

**ATTORNEY SUMMARY**

Michael J. Maher	1.50 Hrs	285.00/hr	\$427.50
Elizabeth S. Harvey	3.00 Hrs	275.00/hr	\$825.00
	<u>4.50 Hrs</u>		<u>\$1,252.50</u>

<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$1,252.50</b>
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May 24, 2012

Page 3

Bill Number: 186675

**TOTAL PRIOR BALANCE**

**TOTAL DUE**

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**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: RALPH C. SOUDER  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

June 8, 2012

Page 2

Bill Number: 187563

**FOR PROFESSIONAL SERVICES THROUGH MAY 31, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
05/10/12	CES	Setup and Connect in-house teleconference per the request of Ms. Harvey	0.20	135.00	\$27.00
05/10/12	ESH	Prepare for and participate in conference call with counsel for IEPA and NRDC regarding proposed case management schedule and possible cross-motion for summary judgment.	0.70	275.00	\$192.50
05/11/12	ESH	Multiple correspondence with IEPA attorney regarding IEPA document production.	0.20	275.00	\$55.00
05/14/12	CES	Setup and Connect in-house teleconference per the request of Ms. Harvey	0.20	135.00	\$27.00
05/14/12	ESH	Telephone conference with counsel for IEPA and NRDC regarding potential cross-motions for summary judgment.	0.30	275.00	\$82.50
05/14/12	ESH	Prepare for and participate in telephonic status conference with IPCB hearing officer and counsel for IEPA and NRDC.	0.50	275.00	\$137.50
05/21/12	ESH	Examine hearing officer order setting case management deadlines.	0.10	275.00	\$27.50
05/30/12	ESH	Multiple telephone conferences with counsel for IEPA regarding IEPA discovery responses.	0.30	275.00	\$82.50

<b>TOTAL HOURS</b>	<b>2.50</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$631.50</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey	2.10 Hrs	275.00/hr	\$577.50
Colin E. Stokes	0.40 Hrs	135.00/hr	\$54.00
	2.50 Hrs		\$631.50

June 8, 2012

Page 3

Bill Number: 187563

**TOTAL FEES AND DISBURSEMENTS**

**\$631.50**

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**TOTAL PRIOR BALANCE**

**TOTAL DUE**

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ATTN: RALPH C. SOUDER  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

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July 16, 2012

Page 2

Bill Number: 193964

**FOR PROFESSIONAL SERVICES THROUGH JUNE 30, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
06/04/12	ESH	Extended telephone conference with counsel for IEPA regarding IEPA supplemental discovery responses, per hearing officer order.	0.70	275.00	\$192.50
06/05/12	ESH	Multiple correspondence with counsel for IEPA regarding IEPA's additional discovery responses.	0.20	275.00	\$55.00
06/05/12	ESH	Initial examination of IEPA's supplemental discovery responses (including interrogatory answers, responses to requests to admit, and voluminous documents produced).	2.10	275.00	\$577.50
06/08/12	ESH	Examine IEPA's first supplemental responses to Chicago Coke's interrogatories	0.40	275.00	\$110.00
06/08/12	ESH	Evaluate IEPA's first supplemental responses to Chicago Coke's document requests.	0.60	275.00	\$165.00
06/08/12	ESH	Begin analyzing voluminous 26,000 pages of documents produced with IEPA's first supplemental response.	6.50	275.00	\$1,787.50
06/11/12	ESH	Continue analyzing voluminous (26,000 pages) documents produced by IEPA.	4.70	275.00	\$1,292.50
06/12/12	ESH	Telephone conference with IEPA attorney regarding IEPA's supplemental document production	0.10	275.00	\$27.50
06/12/12	ESH	Analyze IEPA's documents regarding permit issued to Finkl Steel (allowing use of ERCs).	1.90	275.00	\$522.50
06/13/12	ESH	Extended telephone conference with counsel for IEPA regarding IEPA's discovery of additional documents.	0.50	275.00	\$137.50
06/13/12	ESH	Evaluate IEPA's supplemental responses to Chicago Coke's requests to admit.	0.40	275.00	\$110.00
06/13/12	ESH	Continue analyzing IEPA's voluminous (26,000 pages) supplemental document production.	2.70	275.00	\$742.50

July 16, 2012

Page 3

Bill Number: 193964

**FOR PROFESSIONAL SERVICES THROUGH JUNE 30, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
06/14/12	ESH	Continue analyzing voluminous documents produced by IEPA per hearing officer's order.	4.10	275.00	\$1,127.50
06/18/12	ESH	Compare specific permits issued by IEPA using ERCs from a shut-down facility.	2.10	275.00	\$577.50
06/18/12	ESH	Evaluate IEPA's supplemental responses to Chicago Coke's requests to admit.	0.80	275.00	\$220.00
06/18/12	ESH	Continue analyzing voluminous supplemental documents produced by IEPA (documents regarding permits issued to Finkl and to Air Products allowing ERCs from closed facility).	3.90	275.00	\$1,072.50
06/19/12	ESH	Analyze IEPA's supplemental document production (permit applications for ConocoPhillips and Exxon Mobil -- allowed use of ERCs).	4.50	275.00	\$1,237.50
06/19/12	ESH	Evaluate strategy for potential motion for summary judgment, based on IEPA's supplemental discovery responses.	0.80	275.00	\$220.00
06/20/12	ESH	Extended telephone conference with counsel for IEPA regarding additional documents to be produced by IEPA.	0.50	275.00	\$137.50
06/20/12	ESH	Analyze supplemental IEPA documents regarding permit files for Brown Printing, Indeck-Elwood, and Robbins Community Power (permits which allowed use of ERCs).	3.80	275.00	\$1,045.00
06/22/12	ESH	Correspondence to counsel for IEPA and NRDC regarding case management scheduling.	0.20	275.00	\$55.00
06/22/12	ESH	Evaluate strategy for motion for summary judgment and anticipated motion for summary judgment by IEPA and NRDC.	1.70	275.00	\$467.50
06/25/12	ESH	Prepare for and participate in telephonic status hearing with IPCB hearing officer and all counsel.	0.60	275.00	\$165.00
06/25/12	ESH	Analyze "miscellaneous ERC" documents produced by IEPA.	1.20	275.00	\$330.00

July 16, 2012

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Bill Number: 193964

**FOR PROFESSIONAL SERVICES THROUGH JUNE 30, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
06/25/12	ESH	Correspondence from IEPA attorney regarding production of yet more documents.	0.10	275.00	\$27.50
06/25/12	ESH	Evaluate arguments regarding supplementing record with documents regarding other permit applications.	0.50	275.00	\$137.50
06/25/12	ESH	Further analysis of IEPA documents regarding use of ERCs at other facilities.	1.10	275.00	\$302.50
06/27/12	ESH	Correspondence from IEPA's attorney regarding production of additional documents.	0.10	275.00	\$27.50
06/27/12	ESH	Initial examination of 14,000 additional documents produced by IEPA.	0.60	275.00	\$165.00

<b>TOTAL HOURS</b>	<b>47.40</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$13,035.00</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey	47.40 Hrs	275.00/hr	\$13,035.00
	<u>47.40 Hrs</u>		<u>\$13,035.00</u>

**TOTAL FEES AND DISBURSEMENTS      \$13,035.00**

July 16, 2012

Page 5

Bill Number: 193964

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**TOTAL PRIOR BALANCE**

**TOTAL DUE**

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
ATTN: RALPH C. SOUDER  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

August 21, 2012  
 Bill Number: 199177

Page 2

**FOR PROFESSIONAL SERVICES THROUGH JULY 31, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
07/02/12	ESH	Examine IPCB hearing officer order regarding case management schedule.	0.10	275.00	\$27.50
07/02/12	MJM	Correspondence to S. Beemsterboer regarding discovery status.	0.10	285.00	\$28.50
07/03/12	ESH	Continue evaluating permit documents produced by IEPA regarding evidence of allowing use of ERCs from "permanently shutdown" facilities.	2.70	275.00	\$742.50
07/05/12	ESH	Continue analyzing IEPA's 14,000 document supplemental document production, for use in possible motion for summary judgment.	5.80	275.00	\$1,595.00
07/10/12	ESH	Analyze supplemental documents produced by IEPA regarding use of ERCs from shutdown facilities. (ConocoPhillips permit).	1.40	275.00	\$385.00
07/11/12	ESH	Further analysis of IEPA's 14,000 document supplemental production regarding motion for summary judgment.	5.60	275.00	\$1,540.00
07/12/12	ESH	Draft status report to client regarding evaluation of potential motion for summary judgment, and recommendations for proceeding (including outline of summary judgment arguments).	6.20	275.00	\$1,705.00
07/13/12	MJM	Finalize status report to S. Beemsterboer.	1.00	285.00	\$285.00
07/17/12	ESH	Correspondence from IEPA's counsel regarding additional supplemental discovery responses.	0.10	275.00	\$27.50
07/17/12	ESH	Analyze IEPA's second supplemental responses to Chicago Coke's interrogatories.	0.20	275.00	\$55.00
07/18/12	ESH	Begin drafting motion for summary judgment.	4.40	275.00	\$1,210.00
07/31/12	ESH	Continue drafting motion for summary judgment.	1.40	275.00	\$385.00

August 21, 2012  
 Bill Number: 199177

Page 3

**FOR PROFESSIONAL SERVICES THROUGH JULY 31, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
07/31/12	ESH	Multiple correspondence with counsel for IEPA and NRDC regarding cross-motions for summary judgment.	0.40	275.00	\$110.00

<b>TOTAL HOURS</b>	<b>29.40</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$8,096.00</b>

**ATTORNEY SUMMARY**

Michael J. Maher	1.10 Hrs	285.00/hr	\$313.50
Elizabeth S. Harvey	28.30 Hrs	275.00/hr	\$7,782.50
	<u>29.40 Hrs</u>		<u>\$8,096.00</u>

**DISBURSEMENTS**

Postage			
07/31/12	Postage	\$0.65	
			<u>\$0.65</u>
	<b>TOTAL DISBURSEMENTS</b>		<b>\$0.65</b>

<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$8,096.65</b>
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August 21, 2012

Page 4

Bill Number: 199177

TOTAL PRIOR BALANCE

TOTAL DUE

**PLEASE REMIT TO:**

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ATTN: RALPH C. SOUDER  
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SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

September 19, 2012  
 Bill Number: 201451

Page 2

**FOR PROFESSIONAL SERVICES THROUGH AUGUST 31, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
08/03/12	ESH	Continue drafting motion for summary judgment.	1.90	275.00	\$522.50
08/06/12	ESH	Evaluate IEPA documents to be used in support of Chicago Coke's motion for summary judgment.	1.30	275.00	\$357.50
08/07/12	ESH	Analyze additional documents produced by IEPA (supplemental document responses, as ordered by hearing officer).	3.90	275.00	\$1,072.50
08/07/12	ESH	Legal research regarding IPCB case law on summary judgment motions on permit appeals.	1.60	275.00	\$440.00
08/08/12	ESH	Continue drafting Chicago Coke's motion for summary judgment.	2.70	275.00	\$742.50
08/09/12	ESH	Analyze IPCB decisions on motions for summary judgment (Null and Singleton cases).	0.90	275.00	\$247.50
08/09/12	ESH	Evaluate IPCB regulatory definitions regarding ERCs and potential applicability to IEPA's February 2010 decision.	0.80	275.00	\$220.00
08/09/12	ESH	Continue drafting Chicago Coke's motion for summary judgment.	1.20	275.00	\$330.00
08/10/12	ESH	Additional analysis of IEPA record regarding documents for use in motion for summary judgment.	3.90	275.00	\$1,072.50
08/10/12	ESH	Continue drafting motion for summary judgment.	4.40	275.00	\$1,210.00
08/13/12	ESH	Analyze IEPA's second supplemental responses to Chicago Coke's interrogatories.	0.60	275.00	\$165.00
08/13/12	ESH	Continue drafting motion for summary judgment.	5.10	275.00	\$1,402.50
08/14/12	ESH	Revise motion for summary judgment.	5.80	275.00	\$1,595.00
08/14/12	ESH	Further analysis of IEPA administrative record regarding documents supporting motion for summary judgment.	1.80	275.00	\$495.00

September 19, 2012  
 Bill Number: 201451

Page 3

**FOR PROFESSIONAL SERVICES THROUGH AUGUST 31, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
08/15/12	ESH	Revise Chicago Coke's motion for summary judgment.	1.70	275.00	\$467.50
08/15/12	ESH	Draft affidavit for S. Beemsterboer.	0.40	275.00	\$110.00
08/15/12	MJM	Correspondence S. Beemsterboer regarding affidavit.	0.10	285.00	\$28.50
08/16/12	ESH	Revise Chicago Coke's motion for summary judgment.	6.90	275.00	\$1,897.50
08/17/12	ESH	Revise and finalize Chicago Coke's motion for summary judgment, including exhibits.	5.80	275.00	\$1,595.00
08/17/12	ESH	Multiple telephone conferences with counsel for IEPA regarding documents omitted from IEPA record.	0.40	275.00	\$110.00
08/17/12	ESH	Multiple correspondence with counsel for NRDC regarding cross-motions for summary judgment.	0.20	275.00	\$55.00
08/18/12	ESH	Analyze IEPA's motion for summary judgment against Chicago Coke.	1.90	275.00	\$522.50
08/18/12	ESH	Evaluate NRDC's motion for summary judgment against Chicago Coke.	1.30	275.00	\$357.50
08/18/12	ESH	Analyze documents omitted from IEPA record and provided by IEPA attorney on August 17, 2012.	0.90	275.00	\$247.50
08/20/12	ESH	Further evaluation of documents omitted from IEPA record.	0.90	275.00	\$247.50
08/20/12	ESH	Additional evaluation of NRDC's motion for summary judgment against Chicago Coke regarding potential motion to strike.	0.70	275.00	\$192.50
08/21/12	ESH	Further evaluation of IEPA's motion for summary judgment against Chicago Coke, including exhibits.	1.60	275.00	\$440.00
08/21/12	ESH	Continue analyzing NRDC's motion for summary judgment against Chicago Coke, including exhibits.	1.20	275.00	\$330.00

September 19, 2012  
 Bill Number: 201451

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**FOR PROFESSIONAL SERVICES THROUGH AUGUST 31, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
08/23/12	ESH	In-depth analysis of 25 exhibits included with IEPA's motion for summary judgment against Chicago Coke.	1.90	275.00	\$522.50
08/23/12	ESH	Evaluate cases cited in IEPA's motion for summary judgment.	1.80	275.00	\$495.00
08/24/12	ESH	Extended telephone conference with counsel for IEPA regarding IEPA privilege log and discovery responses.	0.50	275.00	\$137.50
08/24/12	ESH	Analyze exhibits to NRDC's motion for summary judgment against Chicago Coke.	0.60	275.00	\$165.00
08/28/12	ESH	Additional analysis of IEPA's motion for summary judgment against Chicago Coke regarding strategy for response in opposition.	0.90	275.00	\$247.50
08/29/12	ESH	Additional evaluation of NRDC's motion for summary judgment against Chicago Coke, in preparation for drafting response.	0.70	275.00	\$192.50
08/30/12	ESH	Telephone conference with counsel for IEPA regarding document omitted from IEPA record.	0.30	275.00	\$82.50
08/30/12	ESH	Further evaluation of NRDC's motion for summary judgment against Chicago Coke regarding strategy for motion to strike.	0.90	275.00	\$247.50
08/30/12	ESH	Analyze IEPA's administrative record regarding documents relied upon by IEPA in its motion for summary judgment against Chicago Coke.	3.10	275.00	\$852.50
08/31/12	ESH	Additional analysis of IEPA's motion for summary judgment against Chicago Coke, including voluminous exhibits regarding preparing response in opposition.	1.30	275.00	\$357.50

<b>TOTAL HOURS</b>	<b>71.90</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$19,773.50</b>

**ATTORNEY SUMMARY**

Michael J. Maher	0.10 Hrs	285.00/hr	\$28.50
Elizabeth S. Harvey	71.80 Hrs	275.00/hr	\$19,745.00

September 19, 2012  
Bill Number: 201451

Page 5

71.90 Hrs

\$19,773.50

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**DISBURSEMENTS**

Photocopies

08/31/12 Photocopies

\$55.44

\$55.44

**TOTAL DISBURSEMENTS**

**\$55.44**

**TOTAL FEES AND DISBURSEMENTS**

**\$19,828.94**

**TOTAL PRIOR BALANCE**

**TOTAL DUE**

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SWANSON, MARTIN & BELL, LLP  
ATTN: RALPH C. SOUDER  
330 NORTH WABASH  
SUITE 3300  
CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

October 17, 2012  
 Bill Number: 207084

Page 2

**FOR PROFESSIONAL SERVICES THROUGH SEPTEMBER 30, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
09/04/12	ESH	Begin drafting response to IEPA's motion for summary judgment against Chicago Coke.	2.10	275.00	\$577.50
09/04/12	ESH	Review NRDC's motion for summary judgment against Chicago Coke regarding possible motion to strike.	0.60	275.00	\$165.00
09/04/12	ESH	Draft summary of status of case.	0.50	275.00	\$137.50
09/04/12	MJM	Examine cross motions for summary judgment.	1.30	285.00	\$370.50
09/04/12	MJM	Draft status report to S. Beemsterboer.	1.10	285.00	\$313.50
09/05/12	ESH	Telephone conference with IEPA's attorney regarding preparation for telephonic status conference with IPCB hearing officer.	0.10	275.00	\$27.50
09/05/12	ESH	Telephone conference with NRDC regarding preparation for status conference.	0.10	275.00	\$27.50
09/05/12	ESH	Multiple correspondence with IEPA and NRDC counsel regarding issues for status conference.	0.30	275.00	\$82.50
09/06/12	ESH	Prepare for and participate in telephonic status call with Illinois Pollution Control Board hearing officer and all counsel.	0.30	275.00	\$82.50
09/06/12	ESH	Continue drafting response to IEPA's motion for summary judgment.	3.40	275.00	\$935.00
09/07/12	MJM	Finalize status report.	0.70	285.00	\$199.50
09/07/12	MJM	Examine response from S. Beemsterboer.	0.10	285.00	\$28.50
09/10/12	ESH	Continue drafting response in opposition to IEPA's motion for summary judgment against Chicago Coke.	3.60	275.00	\$990.00
09/10/12	ESH	Initial review of IEPA privilege log.	0.20	275.00	\$55.00
09/12/12	ESH	Continue drafting response to IEPA's motion for summary judgment against Chicago Coke.	1.40	275.00	\$385.00
09/13/12	ESH	Revise response opposing IEPA's motion for summary judgment.	3.60	275.00	\$990.00

October 17, 2012  
 Bill Number: 207084

Page 3

**FOR PROFESSIONAL SERVICES THROUGH SEPTEMBER 30, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
09/13/12	ESH	Further analysis of exhibits to IEPA's motion for summary judgment.	1.20	275.00	\$330.00
09/14/12	ESH	Correspondence from IEPA's attorney regarding supplement to administrative record.	0.10	275.00	\$27.50
09/14/12	ESH	Examine supplemental documents.	0.30	275.00	\$82.50
09/14/12	ESH	Analyze NRDC's motion for summary judgment regarding preparation of motion to strike arguments beyond scope of the appeal.	0.80	275.00	\$220.00
09/14/12	ESH	Continue drafting response opposing IEPA's motion for summary judgment.	3.30	275.00	\$907.50
09/14/12	ESH	Analyze case law cited by IEPA.	1.80	275.00	\$495.00
09/15/12	ESH	Draft motion to strike portions of NRDC's motion for summary judgment against Chicago Coke.	0.90	275.00	\$247.50
09/15/12	ESH	Continue drafting response to IEPA's motion for summary judgment against Chicago Coke.	3.20	275.00	\$880.00
09/16/12	ESH	Revise motion to strike portions of NRDC's motion for summary judgment.	0.90	275.00	\$247.50
09/16/12	ESH	Draft response to portions of NRDC's motion for summary judgment (not the subject of the motion to strike).	2.20	275.00	\$605.00
09/17/12	ESH	Draft motion to strike portions of IEPA's motion for summary judgment.	0.90	275.00	\$247.50
09/17/12	ESH	Research and analyze case law limiting IEPA to denial reasons included in IEPA written decision.	1.20	275.00	\$330.00
09/17/12	ESH	Revise response to IEPA's motion for summary judgment.	5.10	275.00	\$1,402.50
09/18/12	ESH	Update motion to strike portions of IEPA's motion for summary judgment.	0.70	275.00	\$192.50
09/18/12	ESH	Revise response opposing NRDC's motion for summary judgment.	1.60	275.00	\$440.00
09/18/12	ESH	Revise response opposing IEPA's motion for summary judgment.	7.30	275.00	\$2,007.50

October 17, 2012  
 Bill Number: 207084

Page 4

**FOR PROFESSIONAL SERVICES THROUGH SEPTEMBER 30, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
09/19/12	ESH	Revise and finalize motion to strike portions of IEPA's motion for summary judgment.	0.40	275.00	\$110.00
09/19/12	ESH	Revise and finalize motion to strike portions of NRDC's motion for summary judgment.	0.60	275.00	\$165.00
09/19/12	ESH	Revise and finalize Chicago Coke's response to IEPA's motion for summary judgment.	5.30	275.00	\$1,457.50
09/19/12	ESH	Revise and finalize Chicago Coke's response to NRDC's motion for summary judgment.	2.10	275.00	\$577.50
09/19/12	ESH	Multiple correspondence with counsel for IEPA and NRDC regarding responses to cross-motions for summary judgment.	0.30	275.00	\$82.50
09/20/12	ESH	Examine hearing officer order setting new telephonic status hearing date.	0.10	275.00	\$27.50
09/20/12	ESH	Analyze NRDC's response to Chicago Coke's motion for summary judgment.	0.50	275.00	\$137.50
09/20/12	ESH	Evaluate UEPA's response to Chicago Coke's motion for summary judgment.	0.70	275.00	\$192.50
09/21/12	ESH	Further analysis of NRDC's response to Chicago Coke's motion for summary judgment.	0.70	275.00	\$192.50
09/21/12	ESH	Additional evaluation of IEPA's response to Chicago Coke's motion for summary judgment.	0.80	275.00	\$220.00
09/25/12	ESH	Evaluate potential motion to strike portions of NRDC's response to Chicago Coke's motion for summary judgment.	0.60	275.00	\$165.00
09/27/12	MJM	Examine 17-page IEPA response to Chicago Coke's motion for summary judgment.	2.20	285.00	\$627.00
09/28/12	MJM	Examine and analyze NRDC's response to Chicago Coke's motion for summary judgment.	1.70	285.00	\$484.50
09/28/12	MJM	Draft correspondence to S. Beemsterboer regarding status.	0.20	285.00	\$57.00
				<b>TOTAL HOURS</b>	<b>67.10</b>
				<b>TOTAL LEGAL SERVICES</b>	<b>\$18,525.50</b>

October 17, 2012  
 Bill Number: 207084

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**ATTORNEY SUMMARY**

Michael J. Maher	7.30 Hrs	285.00/hr	\$2,080.50
Elizabeth S. Harvey	59.80 Hrs	275.00/hr	\$16,445.00
	<u>67.10 Hrs</u>		<u>\$18,525.50</u>

**DISBURSEMENTS**

Westlaw

09/18/12	Legal research and substantive analysis of information obtained through research by ESH - August 2012	\$8.97	
			<u>\$8.97</u>

**TOTAL DISBURSEMENTS** \$8.97

**TOTAL FEES AND DISBURSEMENTS** \$18,534.47

**TOTAL PRIOR BALANCE** \_\_\_\_\_

**TOTAL DUE** \_\_\_\_\_

**PLEASE REMIT TO:**

SWANSON, MARTIN & BELL, LLP  
 ATTN: RALPH C. SOUDER  
 330 NORTH WABASH  
 SUITE 3300

October 17, 2012

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Bill Number: 207084

CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

November 13, 2012  
 Bill Number: 211953

Page 2

**FOR PROFESSIONAL SERVICES THROUGH OCTOBER 31, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
10/03/12	ESH	Evaluate NRDC's response to Chicago Coke's motion to strike.	0.80	275.00	\$220.00
10/04/12	ESH	Analyze IEPA's response to Chicago Coke's motion to strike.	0.90	275.00	\$247.50
10/04/12	ESH	Examine IEPA's motion for leave to file reply in support of IEPA's motion for summary judgment.	0.10	275.00	\$27.50
10/04/12	ESH	Evaluate IEPA's proposed reply in support of IEPA's motion for summary judgment.	0.50	275.00	\$137.50
10/05/12	ESH	Further analysis of IEPA's and NRDC's responses to Chicago Coke's motions to strike regarding potential reply.	0.90	275.00	\$247.50
10/08/12	ESH	Prepare for upcoming status conference with IPCB hearing officer.	0.40	275.00	\$110.00
10/10/12	ESH	Multiple correspondence with counsel for IEPA and NRDC regarding status hearing.	0.40	275.00	\$110.00
10/10/12	ESH	Begin drafting motion to file reply in support of Chicago Coke's motion to strike.	0.70	275.00	\$192.50
10/11/12	ESH	Participate in telephonic status conference with IPCB hearing officer and counsel for IEPA and NRDC.	0.40	275.00	\$110.00
10/11/12	ESH	Begin drafting reply in support of motion to strike portions of IEPA's motion for summary judgment.	0.90	275.00	\$247.50
10/12/12	ESH	Continue drafting reply in support of Chicago Coke's motion to strike portions of IEPA's motion for summary judgment.	2.70	275.00	\$742.50
10/12/12	ESH	Further analysis of NRDC's response to Chicago Coke's motion to strike portions of NRDC's motion for summary judgment regarding potential reply.	0.80	275.00	\$220.00

November 13, 2012  
 Bill Number: 211953

Page 3

**FOR PROFESSIONAL SERVICES THROUGH OCTOBER 31, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
10/15/12	ESH	Draft motion for leave to file a reply in support of motion to strike portions of IEPA's motion for summary judgment.	0.50	275.00	\$137.50
10/15/12	ESH	Prepare motion for leave to file reply in support of motion to strike portions of NRDC's motion for summary judgment.	0.40	275.00	\$110.00
10/15/12	ESH	Continue drafting reply in support of motion to strike portions of IEPA's motion for summary judgment.	3.80	275.00	\$1,045.00
10/15/12	ESH	Outline reply in support of motion to strike portions of NRDC's motion for summary judgment.	1.10	275.00	\$302.50
10/16/12	ESH	Revise reply in support of Chicago Coke's motion to strike portions of IEPA's motion for summary judgment.	4.10	275.00	\$1,127.50
10/16/12	ESH	Draft reply in support of Chicago Coke's motion to strike portions of NRDC/s motion for summary judgment.	1.60	275.00	\$440.00
10/17/12	ESH	Finalize motion for leave to file reply in support of Chicago Coke's motion to strike IEPA's motion for summary judgment.	0.40	275.00	\$110.00
10/17/12	ESH	Revise and finalize reply in support of motion to strike IEPA's motion for summary judgment.	3.80	275.00	\$1,045.00
10/17/12	ESH	Prepare motion for leave to file reply in support of Chicago Coke's motion to strike NRDC's motion for summary judgment.	0.50	275.00	\$137.50
10/17/12	ESH	Revise and finalize reply in support of motion to strike NRDC's motion for summary judgment.	2.20	275.00	\$605.00

<b>TOTAL HOURS</b>	<b>27.90</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$7,672.50</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey

<u>27.90 Hrs</u>	<u>275.00/hr</u>	<u>\$7,672.50</u>
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November 13, 2012  
Bill Number: 211953

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27.90 Hrs \$7,672.50

**DISBURSEMENTS**

Photocopies

10/31/12 Photocopies \$4.14  
\$4.14

Westlaw

10/09/12 Legal research and substantive analysis of information \$28.69  
obtained through research by - September 2012  
\$28.69

**TOTAL DISBURSEMENTS \$32.83**

**TOTAL FEES AND DISBURSEMENTS \$7,705.33**

\_\_\_\_\_  
**TOTAL PRIOR BALANCE**

**TOTAL DUE**  
\_\_\_\_\_

**PLEASE REMIT TO:**

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ATTN: RALPH C. SOUDER  
330 NORTH WABASH  
SUITE 3300

November 13, 2012

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Bill Number: 211953

CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

December 10, 2012  
 Bill Number: 218528

Page 2

**FOR PROFESSIONAL SERVICES THROUGH NOVEMBER 30, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
11/21/12	ESH	Telephone conference with IEPA attorney regarding status of pending motions.	0.20	275.00	\$55.00

<b>TOTAL HOURS</b>	<u>0.20</u>
<b>TOTAL LEGAL SERVICES</b>	<b>\$55.00</b>

**ATTORNEY SUMMARY**

Elizabeth S. Harvey

0.20 Hrs	275.00/hr	<u>\$55.00</u>
<u>0.20 Hrs</u>		<b>\$55.00</b>

**TOTAL FEES AND DISBURSEMENTS**                      **\$55.00**

**TOTAL PRIOR BALANCE**                      \_\_\_\_\_

December 10, 2012  
Bill Number: 218528

Page 3

**TOTAL DUE**

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PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

January 10, 2013  
 Bill Number: 220184

Page 2

**FOR PROFESSIONAL SERVICES THROUGH DECEMBER 31, 2012**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
12/03/12	MJM	Telephone conference with S. Beemsterboer.	0.10	285.00	\$28.50
12/17/12	ESH	Telephone conference with Illinois Pollution Control Board hearing officer regarding upcoming status conference.	0.10	275.00	\$27.50
12/17/12	ESH	Multiple correspondence with counsel for IEPA regarding status conference.	0.20	275.00	\$55.00
12/18/12	ESH	Multiple correspondence with counsel for NRDC regarding status call with IPCB hearing officer.	0.20	275.00	\$55.00
12/18/12	ESH	Telephone conference with IPCB hearing officer regarding status of case.	0.20	275.00	\$55.00
12/28/12	ESH	Analyze status of, and strategy for, IPCB appeal.	0.80	275.00	\$220.00
12/29/12	ESH	Evaluate IEPA and NRDC arguments on summary judgment regarding potential outcomes.	0.90	275.00	\$247.50

<b>TOTAL HOURS</b>	<b>2.50</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$688.50</b>

**ATTORNEY SUMMARY**

Michael J. Maher	0.10 Hrs	285.00/hr	\$28.50
Elizabeth S. Harvey	2.40 Hrs	275.00/hr	\$660.00
	<u>2.50 Hrs</u>		<u>\$688.50</u>

<b>TOTAL FEES AND DISBURSEMENTS</b>	<b>\$688.50</b>
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January 10, 2013  
Bill Number: 220184

Page 3

**TOTAL PRIOR BALANCE**

**TOTAL DUE**

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February 20, 2013  
 Bill Number: 232405

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**FOR PROFESSIONAL SERVICES THROUGH JANUARY 31, 2013**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
01/03/13	ESH	Analyze IPCB order on Chicago Coke's motion to strike portions of IEPA's and NRDC's motions for summary judgment.	0.80	275.00	\$220.00
01/04/13	MJM	Correspondence to S. Beemsterboer regarding case status.	0.10	285.00	\$28.50
01/07/13	ESH	Review IEPA and NRDC motions for summary judgment, in preparation for preparing supplemental responses per IPCB order.	1.20	275.00	\$330.00
01/08/13	MJM	Telephone conference with S. Beemsterboer.	0.10	285.00	\$28.50
01/08/13	MJM	Correspondence to Mr. Beemsterboer regarding meeting.	0.10	285.00	\$28.50
01/10/13	ESH	Evaluate issues to be addressed in Chicago Coke's supplemental response to IEPA's motion for summary judgment.	1.60	275.00	\$440.00
01/10/13	ESH	Analyze issues to be addressed in supplemental response to NRDC's motion for summary judgment.	1.20	275.00	\$330.00
01/13/13	ESH	Outline supplemental response to IEPA's motion for summary judgment.	0.80	275.00	\$220.00
01/15/13	ESH	Review IEPA administration record regarding supplemental responses to IEPA and NRDC's motions for summary judgment.	2.20	275.00	\$605.00
01/16/13	ESH	Outline supplemental response to NRDC's motion for summary judgment per IPCB order.	0.90	275.00	\$247.50
01/16/13	ESH	Draft supplemental response to IEPA's motion for summary judgment.	3.30	275.00	\$907.50
01/17/13	ESH	Multiple correspondence with counsel for IEPA regarding Chicago Coke's supplemental response.	0.20	275.00	\$55.00
01/17/13	ESH	Multiple correspondence with counsel for NRDC regarding Chicago Coke's supplemental response.	0.20	275.00	\$55.00

February 20, 2013  
 Bill Number: 232405

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**FOR PROFESSIONAL SERVICES THROUGH JANUARY 31, 2013**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
01/17/13	ESH	Draft motion for extension to file supplemental responses to IEPA and NRDC's motions for summary judgment.	0.30	275.00	\$82.50
01/18/13	ESH	Finalize motion for extension.	0.20	275.00	\$55.00
01/18/13	ESH	Correspondence to counsel for IEPA and NRDC regarding Chicago Coke's supplemental responses to motions for summary judgment.	0.20	275.00	\$55.00
01/18/13	ESH	Continue drafting supplemental response to IEPA's motion for summary judgment.	1.20	275.00	\$330.00
01/20/13	ESH	Begin drafting supplemental response to NRDC's motion for summary judgment.	0.80	275.00	\$220.00
01/21/13	ESH	Continue drafting supplemental response to IEPA's motion for summary judgment.	5.10	275.00	\$1,402.50
01/23/13	ESH	Multiple correspondence with counsel for IEPA and NRDC regarding status hearing with IPCB hearing officer.	0.30	275.00	\$82.50
01/24/13	ESH	Continue drafting supplemental response to IEPA's motion for summary judgment.	3.50	275.00	\$962.50
01/24/13	ESH	Prepare for and participate in telephonic status hearing with IPCB hearing officer and counsel for IEPA and NRDC.	0.40	275.00	\$110.00
01/25/13	ESH	Continue drafting supplemental response to NRDC's motion for summary judgment.	3.80	275.00	\$1,045.00
01/27/13	ESH	Revise supplemental response to IEPA's motion for summary judgment.	2.20	275.00	\$605.00
01/28/13	ESH	Revise supplemental response to IEPA's motion for summary judgment.	2.90	275.00	\$797.50
01/28/13	ESH	Continue drafting supplemental response to NRDC's motion for summary judgment.	2.80	275.00	\$770.00
01/29/13	ESH	Revise supplemental response to IEPA's motion for summary judgment.	3.70	275.00	\$1,017.50
01/29/13	ESH	Revise supplemental response to NRDC's motion for summary judgment.	2.80	275.00	\$770.00

February 20, 2013  
 Bill Number: 232405

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**FOR PROFESSIONAL SERVICES THROUGH JANUARY 31, 2013**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
01/30/13	ESH	Revise supplemental response to IEPA's motion for summary judgment.	6.80	275.00	\$1,870.00
01/30/13	ESH	Revise supplemental response to NRDC's motion for summary judgment.	1.10	275.00	\$302.50
01/31/13	ESH	Revise and finalize supplemental response to IEPA's motion for summary judgment.	2.40	275.00	\$660.00
01/31/13	ESH	Revise and finalize supplemental response to NRDC's motion for summary judgment.	3.20	275.00	\$880.00
01/31/13	ESH	Correspondence to all counsel regarding supplemental responses to IEPA's and NRDC's motion for summary judgment.	0.10	275.00	\$27.50

<b>TOTAL HOURS</b>	<b>56.50</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$15,540.50</b>

**ATTORNEY SUMMARY**

Michael J. Maher	0.30 Hrs	285.00/hr	\$85.50
Elizabeth S. Harvey	56.20 Hrs	275.00/hr	\$15,455.00
	<u>56.50 Hrs</u>		<u>\$15,540.50</u>

**TOTAL FEES AND DISBURSEMENTS      \$15,540.50**

**TOTAL PRIOR BALANCE**

February 20, 2013  
Bill Number: 232405

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**TOTAL DUE**

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**PLEASE REMIT TO:**

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330 NORTH WABASH  
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CHICAGO, IL 60611

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May 7, 2013

Page 2

Bill Number: 248949

**FOR PROFESSIONAL SERVICES THROUGH FEBRUARY 28, 2013**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
02/04/13	ESH	Correspondence from NRDC counsel regarding Chicago Coke's supplemental response and NRDC's motion to substitute.	0.10	275.00	\$27.50
02/05/13	MJM	Correspondence to S. Beemsterboer regarding upcoming meeting.	0.10	285.00	\$28.50
02/07/13	ESH	Analyze history and status of case.	0.70	275.00	\$192.50
02/07/13	ESH	Prepare draft correspondence to client regarding status and analysis of case.	0.90	275.00	\$247.50
02/08/13	ESH	Revise draft correspondence to Mr. Beemsterboer regarding summary and analysis of the case.	3.10	275.00	\$852.50
02/11/13	MJM	Finalize status report to S. Beemsterboer.	1.30	285.00	\$370.50
02/13/13	ESH	Multiple correspondence with counsel for IEPA and NRDC regarding status hearing with IPCB hearing officer.	0.30	275.00	\$82.50
02/14/13	ESH	Prepare for and participate in telephonic status conference with IPCB hearing officer and counsel for IEPA and NRDC.	0.60	275.00	\$165.00
02/14/13	ESH	Examine IEPA's motion for leave to file reply to Chicago Coke's supplemental response.	0.20	275.00	\$55.00
02/15/13	ESH	Prepare for meeting with clients regarding status and strategy	2.40	275.00	\$660.00
02/15/13	ESH	Meet with S. Beemsterboer regarding status of appeal and strategy.	1.10	275.00	\$302.50
02/18/13	ESH	Examine hearing officer order setting new status hearing.	0.10	275.00	\$27.50
<b>TOTAL HOURS</b>					<b>10.90</b>
<b>TOTAL LEGAL SERVICES</b>					<b>\$3,011.50</b>

**ATTORNEY SUMMARY**

May 7, 2013

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Bill Number: 248949

Michael J. Maher	1.40 Hrs	285.00/hr	\$399.00
Elizabeth S. Harvey	9.50 Hrs	275.00/hr	\$2,612.50
	<u>10.90 Hrs</u>		<u>\$3,011.50</u>

**TOTAL FEES AND DISBURSEMENTS** **\$3,011.50**

**TOTAL PRIOR BALANCE** \_\_\_\_\_

**TOTAL DUE** \_\_\_\_\_

**PLEASE REMIT TO:**

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ATTN: TERRY LYNN FALK  
330 NORTH WABASH  
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CHICAGO, IL 60611

PLEASE INDICATE OUR MATTER NUMBER ON YOUR REMITTANCE. THANK YOU.

May 28, 2013

Page 2

Bill Number: 252552

**FOR PROFESSIONAL SERVICES THROUGH APRIL 30, 2013**

Matter Number: 07012-0002

RE: Chicago Coke v. IEPA

<u>Date</u>	<u>Atty</u>	<u>Description</u>	<u>Time</u>	<u>Rate</u>	<u>Amount</u>
04/03/13	ESH	Examine hearing officer order resetting status date to April 25.	0.10	275.00	\$27.50
04/11/13	ESH	Evaluate IPCB docket and agenda regarding decision on pending motions for summary judgment.	0.20	275.00	\$55.00
04/24/13	ESH	Multiple correspondence with IPCB hearing officer and counsel for IEPA and NRDC regarding upcoming telephonic status conference.	0.40	275.00	\$110.00
04/25/13	ESH	Prepare for and participate in telephonic status conference with IPCB hearing officer and counsel for IEPA and NRDC.	0.40	275.00	\$110.00
04/25/13	JRK	Analyze settlement drafts to determine amount of penalties and to which entities.	0.30	200.00	\$60.00
04/25/13	MJM	Telephone conference with S. Beemsterboer regarding payments to City of Chicago and State of Illinois.	0.20	285.00	\$57.00
04/29/13	ESH	Examine hearing officer order setting next status hearing.	0.10	275.00	\$27.50

<b>TOTAL HOURS</b>	<b>1.70</b>
<b>TOTAL LEGAL SERVICES</b>	<b>\$447.00</b>

**ATTORNEY SUMMARY**

Michael J. Maher	0.20 Hrs	285.00/hr	\$57.00
Elizabeth S. Harvey	1.20 Hrs	275.00/hr	\$330.00
John R. Knowles	0.30 Hrs	200.00/hr	\$60.00
	1.70 Hrs		\$447.00

May 28, 2013

Page 3

Bill Number: 252552

**TOTAL FEES AND DISBURSEMENTS**

**\$447.00**

**TOTAL PRIOR BALANCE**

**TOTAL DUE**

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