

**Marek Kruk, Complainant, v. New Trier High School, Respondent
PCB 20-10 (Citizens Enforcement - Noise)**

**Kruk Response to RESPONDENT'S REQUESTS FOR PRODUCTION
OF DOCUMENTS TO COMPLAINANT**

REQUESTS FOR PRODUCTION

1. Produce any report relating to the alleged violation of numeric noise standards in this case, prepared by or for you or any witness identified in your Answers to the District's Interrogatories delivered simultaneously with this Request to Produce.

See Exhibit 1 Shiner, Exhibit 2 Shiner, and Exhibit 3 Shiner

The numeric measurements have been taken numerous times by Shiner Acoustics and showed continued non-compliance.

Multiple reports prepared by Shiner Acoustics showed noise measurements above allowable limits as taken at 124 Woodland Ave

Shiner Acoustics report dated 07/15/2019 (Exhibit 1 Shiner) which was not disclosed by the district until January 2022 showed measurements and procedures for the testing done on 07/12/2019.

This report showed measurements exceeded Illinois daytime limits in 5 of 9 octaves, see Table 1 of Exhibit 1 Shiner.

Also, see 12/20/2019 (Exhibit 2 Shiner) and 08/15/2018 (Exhibit 3 Shiner) Shiner Acoustics reports showing noise measurements above allowable limits, as well. These reports contain sufficient data and expert opinion to confirm the non-compliance.

Please also note, there are outstanding requests by Kruk to New Trier High School to disclose all sound measurements performed for them to include all procedures and measurements of all equipment tested.

These outstanding reports, once disclosed will need to be reviewed before the Board.

Numerous videos showing night disturbance, most of which have been shared via email with the district are also available and will be presented, as needed.

2. Produce all numeric measurements taken of noise emissions at your property relating to your allegations against the District, including but not limited to descriptions of corresponding measurement techniques and emissions results.

See Exhibit 1 Shiner, Exhibit 2 Shiner, and Exhibit 3 Shiner - reports prepared by Shiner Acoustics experts

3. Produce all documents in your possession showing a current violation by the District of noise standards pursuant to the procedures outlined in Section 900.103 and Section 910.105 of Title 35 of the Illinois Administrative Code regarding Environmental Protection.

See Exhibit 1 Shiner, Exhibit 2 Shiner, and Exhibit 3 Shiner

4. Produce all documents in your possession demonstrating a current violation by the District of Illinois noise standards.

See Exhibit 1 Shiner, Exhibit 2 Shiner, and Exhibit 3 Shiner

5. Produce and identify with specificity each Document you intend to introduce as an exhibit or to offer into evidence at trial.

See Exhibit 1 Shiner, Exhibit 2 Shiner, and Exhibit 3 Shiner

Any other reports pending disclosure by the district will also need to be reviewed and considered to be introduced as evidence at trial.

Numerous videos showing night disturbance, most of which have been shared with the district are also available and will be presented, as needed.

6. Produce and identify with specificity all Documents considered or used in providing your Answers to the District's Interrogatories delivered simultaneously with this Request to Produce.

See Exhibit 1 Shiner, Exhibit 2 Shiner, and Exhibit 3 Shiner

Numerous videos showing night disturbance, most of which have been shared with the district are also available and will be presented, as needed.

Thank you,

Marek Kruk
12/16/2022

Electronic Filing: Received, Clerk's Office 12/16/2022