

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ANNA ANDRUSHKO

Complainant,

V.

THOMAS EGAN

Respondent.

PCB 23-133

NOTICE OF FILING

TO: Illinois Pollution Control Board
Attn: Don Brown – Clerk of the Board
100 W. Randolph Street, Suite 11-500
Chicago, IL 60601
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Brad.Halloran@illinois.gov

TO: Anna Andrushko
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Evergreen Park, IL 60805
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PLEASE TAKE NOTICE that on July 26, 2025, we filed with the Office of the Clerk of the Pollution Control Board the **Respondent's Response to Motion for Summary Judgment** on behalf of the Respondent, Thomas Egan, copies of which are herewith served upon you.

Respectfully Submitted,

WALSH, FEWKES & STERBA

By: David A. Fewkes
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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ANNA ANDRUSHKO,)	
)	
Petitioner,)	
)	PCB 23 – 133
v.)	
)	
THOMAS EGAN,)	
)	
Respondent.)	

RESPONDENT'S RESPONSE TO MOTION FOR SUMMARY JUDGMENT

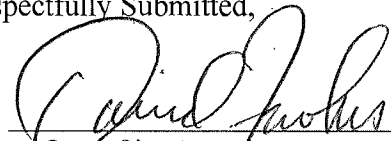
NOW COMES the Respondent, Thomas Egan, by and through his attorneys, Walsh, Fewkes & Sterba, and states as follows in response to Petitioner's Motion for Summary Judgment:

1. Petitioner's motion is premature. Discovery is not complete and ongoing and there are pending motions which have not been ruled on, as Petitioner refers to on page two of her Amended Summary Judgment Motion.
2. Respondent has named two witnesses who have yet to be deposed. Their deposition testimony is necessary for the full development of the facts and is required before a motion for Summary Judgment is ripe.
3. Petitioner has yet to be deposed, and her testimony presumably directly relates to the underlying facts alleged in her Petition.
4. Respondent has yet to be deposed and his testimony directly relates to the facts in this matter.
5. Petitioner avers that there are no genuine issues of material fact, yet the depositions of the parties have yet to be taken.

WHEREFORE, for the reasons stated above, Respondent requests this motion for summary judgment be respectfully denied.

Respectfully Submitted,

By:


One of its Attorneys

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