

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED  
CLERK'S OFFICE

MICHAEL WATSON,

APR 28 2003

Petitioner,

No. PCB 03-134

STATE OF ILLINOIS  
Pollution Control Board

vs.

(Pollution Control Facility Siting Appeal)

COUNTY BOARD OF KANKAKEE COUNTY,  
ILLINOIS, and WASTE MANAGEMENT OF  
ILLINOIS, INC.,

Consolidated With PCB 03-125, 03-133,  
03-135, 03-144)

Respondent.

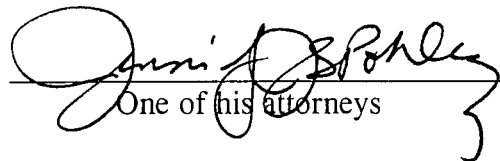
NOTICE OF FILING

TO: See Attached Service List

PLEASE TAKE NOTICE that on April 25, 2003, we filed, with the Illinois Pollution Control Board, via facsimile, the following: (1) Subpoena for Deposition of Efraim Gil; and (2) Notice of Subpoena Deposition.

PLEASE TAKE FURTHER NOTICE that the above-described document will also be filed directly with the Illinois Pollution Control Board on April 28, 2003, copies of which are attached hereto and served upon you in the manner specified on the attached Service List.

PETITIONER MICHAEL WATSON

  
One of his attorneys

Jennifer J. Sackett Pohlenz  
**QUERREY & HARROW, LTD.**  
175 West Jackson Boulevard, Suite 1600  
Chicago, Illinois 60604  
(312) 540-7000  
Attorney Registration No. 6225990  
**Attorneys for Petitioner Michael Watson**

**PROOF OF SERVICE**

Alesia Mansfield, under penalties of perjury, certifies that she served the foregoing **Notice of Filing and document(s) set forth in said Notice**, on the following parties and persons at their respective addresses/fax numbers, this 25th day of April, 2003, by or before the hour of 4:30 p.m. in the manners stated below:

**Via Facsimile & U. S. Mail**

Donald Moran  
Pedersen & Houpt  
161 North Clark Street  
Suite 3100  
Chicago, IL 60601-3242  
**Fax: (312) 261-1149**  
**Attorney for Waste Management of Illinois, Inc.**

**Via U. S. Mail**

Patricia O'Dell  
1242 Arrowhead Drive  
Bourbonnais, IL 60914  
**Interested Party**

**Via Facsimile & U.S. Mail**

Kenneth A. Leshen  
One Dearborn Square  
Suite 550  
Kankakee, IL 60901  
**Fax: (815) 933-3397**  
**Representing Petitioner in PCB 03-125**

**Via Facsimile & U.S. Mail**

Keith Runyon  
1165 Plum Creek Drive  
Bourbonnais, IL 60914  
**Fax: (815) 937-9164**  
**Petitioner in PCB 03-135**

**Via Facsimile & U.S. Mail**

George Mueller  
George Mueller, P.C.  
501 State Street  
Ottawa, IL 61350  
**Fax: (815) 433-4913**  
**Representing Petitioner in PCB 03-133**

**Via Facsimile & U.S. Mail**

L. Patrick Power  
956 North Fifth Avenue  
Kankakee, IL 60901  
**Fax: (815) 937-0056**  
**Representing Petitioner in PCB 03-125**

**Via U. S. Mail**

Leland Milk  
6903 S. Route 45-52  
Chebanse, IL 60922-5153  
**Interested Party**

**Via Facsimile & U.S. Mail**

Elizabeth S. Harvey, Esq.  
Swanson, Martin & Bell  
One IBM Plaza, Suite 2900  
330 North Wabash  
Chicago, IL 60611  
**Fax: (312) 321-0990**  
**Representing Kankakee County Board**

**Via Facsimile & U.S. Mail**

Charles Helston  
Richard Porter  
Hinshaw & Culbertson  
100 Park Avenue  
P.O. Box 1389  
Rockford, Illinois 61105-1389  
**Fax: (815) 490-4901**  
**Representing Kankakee County Board**

**Via Facsimile & U. S. Mail**

Bradley P. Halloran  
Illinois Pollution Control Board  
James R. Thompson Center, Ste. 11-500  
100 W. Randolph Street  
Chicago, IL 60601  
**Hearing Officer**

  
\_\_\_\_\_  
Alesia Mansfield

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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MICHAEL WATSON,

Petitioner,

vs.

COUNTY BOARD OF KANKAKEE COUNTY, ILLINOIS, and WASTE MANAGEMENT OF ILLINOIS, INC.,

Respondent.

CLERK'S OFFICE

APR 28 2003

No. PCB 03-134

STATE OF ILLINOIS (Pollution Control Facility State Pollution Control Board Appeal)

Consolidated With PCB 03-125, 03-133, 03-135, 03-144)

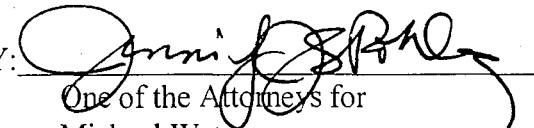
NOTICE OF SUBPOENA DEPOSITION

TO: See Attached Service List

YOU ARE HEREBY NOTIFIED THAT pursuant to the Rules of the Illinois Supreme Court, we will take the deposition pursuant to Subpoena of the following individual, upon oral examination before a Notary Public, or any other officer authorized to administer oaths, in the State of Illinois, at Kankakee City Hall, Council Chambers, 385 E. Oak, Kankakee, Illinois, in accordance with the rules and provisions of this Court:

<u>Deponent</u>	<u>Date</u>	<u>Time</u>
Efraim Gil	April 30, 2003	10:00 a.m.

QUERREY & HARROW, LTD.

BY:   
One of the Attorneys for Michael Watson

Jennifer J. Sackett Pohlenz  
QUERREY & HARROW, LTD.  
175 WEST JACKSON Blvd., SUITE 1600  
CHICAGO, ILLINOIS 60604-2827  
(312) 540-7000

**PROOF OF SERVICE**

Alesia Mansfield, under penalties of perjury, certifies that she served the foregoing Notice of Subpoena Deposition, on the following parties and persons at their respective addresses/fax numbers, this 25th day of April, 2003, by or before the hour of 4:30 p.m. in the manners stated below:

Via Facsimile & U. S. Mail

Donald Moran  
Pedersen & Houpt  
161 North Clark Street  
Suite 3100  
Chicago, IL 60601-3242  
Fax: (312) 261-1149  
Attorney for Waste Management of Illinois, Inc.

Via U. S. Mail

Patricia O'Dell  
1242 Arrowhead Drive  
Bourbonnais, IL 60914  
Interested Party

Via Facsimile & U.S. Mail

Kenneth A. Leshen  
One Dearborn Square  
Suite 550  
Kankakee, IL 60901  
Fax: (815) 933-3397  
Representing Petitioner in PCB 03-125

Via Facsimile & U.S. Mail

Keith Runyon  
1165 Plum Creek Drive  
Bourbonnais, IL 60914  
Fax: (815) 937-9164  
Petitioner in PCB 03-135

Via Facsimile & U.S. Mail

George Mueller  
George Mueller, P.C.  
501 State Street  
Ottawa, IL 61350  
Fax: (815) 433-4913  
Representing Petitioner in PCB 03-133

Via Facsimile & U.S. Mail

L. Patrick Power  
956 North Fifth Avenue  
Kankakee, IL 60901  
Fax: (815) 937-0056  
Representing Petitioner in PCB 03-125

Via U. S. Mail

Leland Milk  
6903 S. Route 45-52  
Chebanse, IL 60922-5153  
Interested Party

Via Facsimile & U.S. Mail

Elizabeth S. Harvey, Esq.  
Swanson, Martin & Bell  
One IBM Plaza, Suite 2900  
330 North Wabash  
Chicago, IL 60611  
Fax: (312) 321-0990  
Representing Kankakee County Board

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Charles Helston  
Richard Porter  
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100 Park Avenue  
P.O. Box 1389  
Rockford, Illinois 61105-1389  
Fax: (815) 490-4901  
Representing Kankakee County Board

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Bradley P. Halloran  
Illinois Pollution Control Board  
James R. Thompson Center. Ste. 11-500  
100 W. Randolph Street  
Chicago, IL 60601  
Hearing Officer

  
Alesia Mansfield

Before the Illinois Pollution Control Board

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STATE OF ILLINOIS  
Pollution Control Board

MICHAEL WATSON, )  
 )  
 \_\_\_\_\_ )  
 )  
 \_\_\_\_\_ )  
 )  
 Complainant/Petitioner, )  
 )  
 v. )  
 )  
COUNTY BOARD OF KANKAKEE COUNTY, )  
 )  
ILLINOIS, and WASTE MANAGEMENT OF )  
ILLINOIS, INC., )  
 \_\_\_\_\_ )  
 )  
 Respondent. )

PCB 03-134

Consolidated With PCB 03-125, 03-133,  
03-135, 03-144)

SUBPOENA/SUBPOENA DUCES TECUM

TO: Efraim Gil  
9 Dunlap Rd. 32-1  
Park Forest, IL 60466-1840

Pursuant to Section 5(e) of the Environmental Protection Act (415 ILCS 5/5(e)  
 (2002)) and 35 Ill. Adm. Code 101.622, you are ordered to attend and give testimony at  
 the hearing (deposition) in the above-captioned matter at \_\_\_\_\_

10 a.m. on April 30 20 03, at \_\_\_\_\_  
Kankakee City Hall, Council Chambers, 385 E. Oak, Kankakee, Illinois

You are also ordered to bring with you documents relevant to the matter under

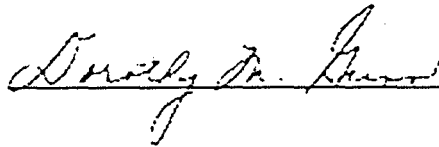
consideration and designated herein: including, but not limited to

your calendar, notes, drawings, correspondence, audio  
and rides, and all documents and materials related


to Waste Management of Illinois, Inc's application to locate  
an expansion of Kankakee RDF, no matter when such application  
Failure to comply with this subpoena will subject you to sanctions under 35 Ill. was filed  
during 2002

Adm. Code 101.622(g), 101.800, and 101.802.

ENTER:



Dorothy M. Gunn, Clerk  
Pollution Control Board

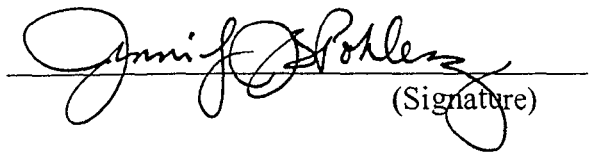
Date: ~~March 25, 2003~~ April 25, 2003 

CERTIFICATE OF SERVICE

I, Jennifer Pohlenz, attorney,, certify that on this 25th day  
of April 20 03, I caused copies of the SUBPOENA/SUBPOENA  
DUCES TECUM to be served upon the following:

Efraim Gil  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_

Certified Mail; Return Receipt Requested  
by depositing same in United States ~~First Class Mail~~, postage prepaid.  
and via Federal Express.

  
(Signature)

Please print and press hard.

4-25-03 Sender's FedEx Account Number 1047-9512-9

POH Phone (312) 540-7000

QUERREY & HARROW LTD

175 W JACKSON BLVD STE 1600

CHICAGO State IL ZIP 60604

Internal Billing Reference 65448

EFRAIM GIL Phone ( )

9 DUNLAP RD. 32-1

PARK FOREST State IL ZIP 60466-1840

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By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.

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0244717474

**4a Express Package Service**

- FedEx Priority Overnight Next business morning
- FedEx Standard Overnight Next business afternoon
- FedEx 2Day Second business day
- FedEx Express Saver Third business day

**Packages up to 150 lbs.**  
Delivery commitment may be later in some areas.  
FedEx First Overnight Earliest next business morning delivery to select locations

**4b Express Freight Service**

- FedEx 1Day Freight\* Next business day
- FedEx 2Day Freight Second business day
- FedEx 3Day Freight Third business day

**Packages over 150 lbs.**  
Delivery commitment may be later in some areas.

**5 Packaging**

- FedEx Envelope\*
- FedEx Pak\* Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak
- Other

\* Declared value limit \$500

**6 Special Handling**

- SATURDAY Delivery Available ONLY for FedEx Priority Overnight and FedEx 2Day to select ZIP codes
  - HOLD Weekday at FedEx Location NOT Available for FedEx First Overnight
  - HOLD Saturday at FedEx Location Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations
- Does this shipment contain dangerous goods?  
 No  Yes As per attached Shipper's Declaration  Yes Shipper's Declaration not required  Dry Ice Dry Ice, 3, UN 1845 x kg  
 Dangerous Goods (including Dry Ice) cannot be shipped in FedEx packages.  Cargo Aircraft Only

**7. Payment Bill to:**

- Sender
- Recipient
- Third Party
- Credit Card
- Cash/Check

FedEx Acct. No. / Credit Card No.	Exp. Date	Total Packages	Total Weight	Total Declared Value†
				\$ .00

†Our liability is limited to \$100 unless you declare a higher value. See back for details.

**8 Release Signature**

By signing, you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

447

**U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)**

7002 0510 0004 2476 9856

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
<b>Total Postage &amp; Fees</b>	<b>\$</b>

Postmark Here  
4-25-03

Sent To **Efraim Gil**  
 Street or P.O. Box No. **9 Dunlap Rd. 32-1**  
 City **Park Forest, IL 60466-1840**