

BEFORE THE
ILLINOIS POLLUTION CONTROL BOARD

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OCT 20 2003

STATE OF ILLINOIS
Pollution Control Board

Mr. Martin E. & Kathy L. Geber)
)
Complainants,)
)
v.)
)
Carri Scharf Trucking and Materials,)
Carri Scharf Materials Company, and)
East Side Materials, L.L.C.)
)
Respondents.)


PCB 03-96

ANSWER TO AMENDED COMPLAINT
BY
EAST SIDE MATERIALS, L.L.C.

NOW COMES the Respondent, East Side Materials, by and through its attorney, Clayton W. Moushon and for its Answer to the Amended Complaint states as follows:

1. East Side Materials, LLC, hereinafter referred to as East Side, DENIES each and every allegation set forth in Paragraph 1 of the Amended Complaint.
2. Paragraph 2 of the Amended Complaint does not make any allegations but only alleges that the Complainant has been documenting noises. To the extent Paragraph 2 of the Amended Complaint makes any allegations, East Side denies such allegations;
3. Paragraph 3 of the Amended Complaint does not make any allegations but only alleges that the Complainant home vibrates. To the extent Paragraph 3 of the Amended Complaint makes any allegations, East Side denies such allegations;
4. Paragraph 4 of the Amended Complaint does not make any allegations but only states the Complainant opinion of how the Complainants feel the "operation" should be managed. To the extent that Paragraph 4 of the Amended Complaint makes any allegations, East Side denies such allegations.

Respectfully Submitted



East Side Materials, LLC
By: Clayton W. Moushon, Attorney

PROOF OF SERVICE

Under the penalties as provided by law pursuant to 735 ILCS 5/1-109 of the Illinois Code of Civil Procedure, the undersigned certifies that the foregoing **ANSWER TO AMENDED COMPLAINT** was served upon all parties to the above cause or the attorney(s) of record herein at the respective address(es) disclosed on the pleadings on the 11th day of October, 2003.

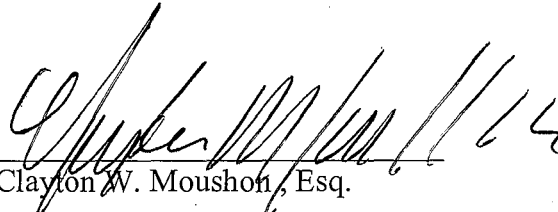
TO:

Carol Sudman
Hearing Officer
Illinois Pollution Control Board
600 S. Second Street, Suite 402
Springfield, IL 62704

Martin E. and Kathy I. Geber
116 Donald Court
East Peoria, IL 61611

Ms. Dorothy Gunn
Clerk of the Board
100 W. Randolph St., Suite 11-500
Chicago, Illinois 60601

BY: U.S. Mail Fax Hand Delivered
 Overnight Courier Certified Mail Other



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