



**RECEIVED**  
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NOV 26 2003

OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

STATE OF ILLINOIS  
*Pollution Control Board*

**Lisa Madigan**  
ATTORNEY GENERAL

November 24, 2003

The Honorable Dorothy Gunn  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph, Suite 11-500  
Chicago, Illinois 60601

Re: ***People v. Michel Grain Company, Inc.***  
**PCB No. 96-143**

Dear Clerk Gunn:

Enclosed for filing please find the original and five copies of a NOTICE OF FILING and SUBPOENA/SUBPOENA DUCES TECUM FOR CHRIS MICHEL, BRUCE ELLIS, MIKE BEAN, MARSHA BEAN and JEFF MOORE, in regard to the above-captioned matter. Please file the originals and return file-stamped copies of the documents to our office in the enclosed, self-addressed, stamped envelope.

Thank you for your cooperation and consideration.

Very truly yours,

A handwritten signature in cursive script that reads "Phillip McQuillan".

Phillip McQuillan  
Environmental Bureau  
500 South Second Street  
Springfield, Illinois 62706  
(217) 782-9031

PM/pp  
Enclosures

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED  
CLERK'S OFFICE  
NOV 26 2003

PEOPLE OF THE STATE OF ILLINOIS, )  
)  
Complainant, )  
)  
vs. )  
)  
MICHEL GRAIN COMPANY, INC., a/k/a )  
MICHEL FERTILIZER, an Illinois )  
corporation, CARYLE MICHEL, and )  
RONNIE TODD, )  
)  
Respondents. )

STATE OF ILLINOIS  
Pollution Control Board

PCB 96-143  
(Enforcement-Water)

NOTICE OF FILING

To: Doug Antonik  
Antonik Law Offices  
1921 Broadway  
P.O. Box 594  
Mt. Vernon, IL 62864

F. William Bonan  
Bonan and Bonan and Rowland  
P.O. Box 309  
McLeansboro, IL 62859


PLEASE TAKE NOTICE that on this date, I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois SUBPOENA/SUBPOENA DUCES TECUM FOR CHRIS MICHEL, BRUCE ELLIS, MIKE BEAN, MARSHA BEAN and JEFF MOORE, copies of which are attached hereto and herewith served upon you.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

LISA MADIGAN  
Attorney General of the  
State of Illinois

MATTHEW J. DUNN, Chief  
Environmental Enforcement/Asbestos  
Litigation Division

BY:   
PHILLIP McQUILLAN  
Assistant Attorney General  
Environmental Bureau

500 South Second Street  
Springfield, Illinois 62706  
217/782-9031  
Dated: November 24, 2003

## CERTIFICATE OF SERVICE

I hereby certify that I did on November 24, 2003, send by First Class Mail, with postage thereon fully prepaid, by depositing in a United States Post Office Box true and correct copies of the following instruments entitled NOTICE OF FILING and SUBPOENA/SUBPOENA DUCES TECUM FOR CHRIS MICHEL, BRUCE ELLIS, MIKE BEAN, MARSHA BEAN and JEFF MOORE

To: Doug Antonik  
Antonik Law Offices  
411 Main Street  
Mt. Vernon, IL 62864

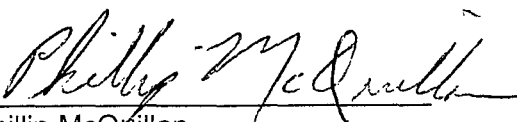
F. William Bonan  
Bonan and Bonan and Rowland  
P.O. Box 309  
McLeansboro, IL 62859

and the original and five copies by First Class Mail with postage thereon fully prepaid of the same foregoing instrument(s):

To: Dorothy Gunn, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
Suite 11-500  
100 West Randolph  
Chicago, Illinois 60601

A copy was also sent by First Class Mail with postage thereon fully prepaid

To: Carol Sudman  
Hearing Officer  
Pollution Control Board  
1021 North Grand Avenue East  
Springfield, Illinois 62702

  
Phillip McQuillan  
Assistant Attorney General

This filing is submitted on recycled paper.



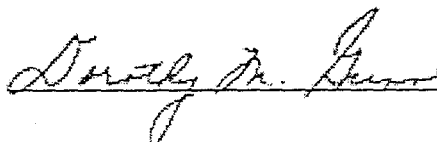
You are also ordered to bring with you documents relevant to the matter under

consideration and designated herein: any business records, accounting records, tax records, writings or tax returns related to or connected with Michel Grain Company, Inc.; Michel Fertilizer; Carlyle Michel; or Michel Cotter Plant Foods, Inc., and the grain elevator and/or fertilizer/agricultural chemical facility located in Ina, Illinois, and the facility located in Broughton, Illinois, for the time period from 1986 to 1996.

Failure to comply with this subpoena will subject you to sanctions under 35 Ill.

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

ENTER:



Dorothy M. Gunn, Clerk  
Pollution Control Board

Date: 4/17/03

CERTIFICATE OF SERVICE

I, \_\_\_\_\_, certify that on this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, I caused copies of the SUBPOENA/SUBPOENA DUCES TECUM to be served upon the following:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

by depositing same in United States First Class Mail, postage prepaid.

\_\_\_\_\_  
(Signature)

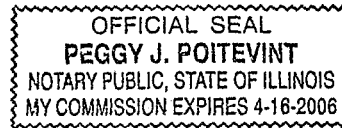
(Or, alternatively)

I, MICHAEL ANTHUS, served this SUBPOENA/SUBPOENA  
DUCES TECUM by hand delivering a copy to MARSHA BEAN  
on 11-19 2003, with a check in the amount  
of \$27.60 as a witness fee.

Michael Anthus  
(Signature)

Subscribed and sworn to before me this 24th day of December  
2003.

Peggy J. Poitevint  
Notary Public



Phillip McQuillan  
Assistant Attorney General  
500 South Second Street  
Springfield, IL 62706  
(217) 782-9031

Before the Illinois Pollution Control Board

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STATE OF ILLINOIS  
Pollution Control Board

PEOPLE OF THE STATE OF ILLINOIS, )  
 )  
 )  
 )  
 )  
 )

Complainant/Petitioner, )

PCB 96-143

v. )

MICHEL GRAIN COMPANY, INC., d/b/a )  
MICHEL FERTILIZER, an IL corp., )  
CARYLE MICHEL, RONNIE TODD and )  
RONNIE TODD LAND TRUST, )  
 )

Respondents. )

SUBPOENA/SUBPOENA DUCES TECUM

TO: MIKE BEAN  
5370 N. Spring Garden Lane  
Bonnie, IL 62816  
(618) 242-1671

Pursuant to Section 5(e) of the Environmental Protection Act (415 ILCS 5/5(e)  
(2000)) 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 2:30

P .m. on December 1 20 03 , at  
the Law Office of Douglas A. Antonik, 1921 Broadway  
Mt. Vernon, IL 62864  
(618) 244-5739

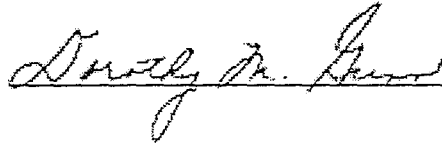
You are also ordered to bring with you documents relevant to the matter under

consideration and designated herein: any business records, accounting records, tax records, writings or tax returns related to or connected with Michel Grain Company, Inc.; Michel Fertilizer; Carlyle Michel; or Michel Cotter Plant Foods, Inc., and the grain elevator and/or fertilizer/agricultural chemical facility located in Ina, Illinois, and the facility located in Broughton, Illinois, for the time period from 1986 to 1996.

Failure to comply with this subpoena will subject you to sanctions under 35 Ill.

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

ENTER:



Dorothy M. Gunn, Clerk  
Pollution Control Board

Date: 11/17/03

CERTIFICATE OF SERVICE

I, \_\_\_\_\_, certify that on this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, I caused copies of the SUBPOENA/SUBPOENA DUCES TECUM to be served upon the following:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

by depositing same in United States First Class Mail, postage prepaid.

\_\_\_\_\_  
(Signature)



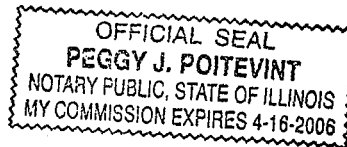
(Or, alternatively)

I, MICHAEL ANTHIS, served this SUBPOENA/SUBPOENA  
DUCES TECUM by hand delivering a copy to MIKE BEAN  
on 11-19 2003, with a check in the amount  
of \$27.60 for a witness fee.

Michael Anthis  
(Signature)

Subscribed and sworn to before me this 24th day of November  
2003.

Peggy J. Poitevint  
Notary Public



Phillip McQuillan  
Assistant Attorney General  
500 South Second Street  
Springfield, IL 62706  
(217) 782-9031

Before the Illinois Pollution Control Board

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PEOPLE OF THE STATE OF ILLINOIS, )

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Complainant/Petitioner, )

PCB 96-143

v. )

MICHEL GRAIN COMPANY, INC., d/b/a )

MICHEL FERTILIZER, an IL corp., )

CARYLE MICHEL, RONNIE TODD and )

RONNIE TODD LAND TRUST, )

\_\_\_\_\_ )

RespondentS. )

SUBPOENA/SUBPOENA DUCES TECUM

TO: CHRIS MICHEL

13620 New Harmony Lane

Opdyke, IL 62872

(618) 242-0304

Pursuant to Section 5(e) of the Environmental Protection Act (415 ILCS 5/5(e)

(2000)) 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 9:00

a. .m. on December 9 20 03, at

the Law Office of Douglas A. Antonik, 1921 Broadway

Mt. Vernon, IL 62864

(618) 244-5739

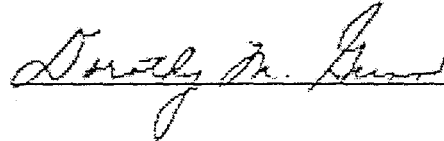
You are also ordered to bring with you documents relevant to the matter under

consideration and designated herein: any business records, accounting records, tax records, writings or tax returns related to or connected with Michel Grain Company, Inc.; Michel Fertilizer; Carlyle Michel; or Michel Cotter Plant Foods, Inc., and the grain elevator and/or fertilizer/agricultural chemical facility located in Ina, Illinois, and the facility located in Broughton, Illinois, for the time period from 1986 to 1996.

Failure to comply with this subpoena will subject you to sanctions under 35 Ill.

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

ENTER:



Dorothy M. Gunn, Clerk  
Pollution Control Board

Date: 11/17/03

CERTIFICATE OF SERVICE

I, \_\_\_\_\_, certify that on this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, I caused copies of the SUBPOENA/SUBPOENA DUCES TECUM to be served upon the following:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

by depositing same in United States First Class Mail, postage prepaid.

\_\_\_\_\_  
(Signature)

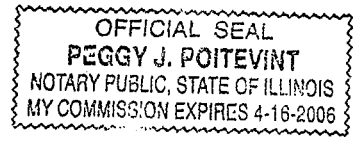
(Or, alternatively)

I, MICHAEL ANTHIS, served this SUBPOENA/SUBPOENA  
DUCES TECUM by hand delivering a copy to CHRIS MICHEL  
on 11-19 20 03, with a check in the amount  
of \$30.40 for a witness fee.

Michael Anthis  
(Signature)

Subscribed and sworn to before me this 24th day of November  
20 03.

Peggy J. Poitevint  
Notary Public



Phillip McQuillan  
Assistant Attorney General  
500 South Second Street  
Springfield, IL 62706  
(217) 782-9031

Before the Illinois Pollution Control Board

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Complainant/Petitioner, )

PCB 96-143

v. )

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CARYLE MICHEL, RONNIE TODD and )

RONNIE TODD LAND TRUST, )

\_\_\_\_\_ )

Respondents. )

SUBPOENA/SUBPOENA DUCES TECUM

TO: JEFF MOORE

16325 E. Saddle Club Road

Bonnie, IL 62816

(618) 242-5302

Pursuant to Section 5(e) of the Environmental Protection Act (415 ILCS 5/5(e)  
(2000)) 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 11:00

a .m. on December 9 20 03 , at

the Law Office of Douglas A. Antonik, 1921 Broadway

Mt. Vernon, IL 62864

(618)244-5739

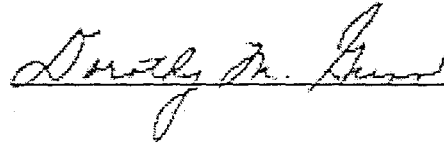
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consideration and designated herein: any business records, accounting records, tax records, writings or tax returns related to or connected with Michel Grain Company, Inc.; Michel Fertilizer; Carlyle Michel; or Michel Cotter Plant Foods, Inc., and the grain elevator and/or fertilizer/agricultural chemical facility located in Ina, Illinois, and the facility located in Broughton, Illinois, for the time period from 1986 to 1996.

Failure to comply with this subpoena will subject you to sanctions under 35 Ill.

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

ENTER:



Dorothy M. Gunn, Clerk  
Pollution Control Board

Date: 11/17/03

CERTIFICATE OF SERVICE

I, \_\_\_\_\_, certify that on this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, I caused copies of the SUBPOENA/SUBPOENA DUCES TECUM to be served upon the following:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

by depositing same in United States First Class Mail, postage prepaid.

\_\_\_\_\_  
(Signature)

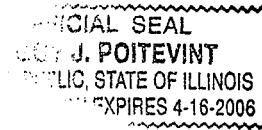
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on 11-19 2003, with a check in the amount  
of \$27.60 for a witness fee.

Michael Anthis  
(Signature)

Subscribed and sworn to before me this 24th day of November  
2003.

Peggy J. Poitevint  
Notary Public



Phillip McQuillan  
Assistant Attorney General  
500 South Second Street  
Springfield, IL 62706  
(217) 782-9031

Before the Illinois Pollution Control Board

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STATE OF ILLINOIS  
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PEOPLE OF THE STATE OF ILLINOIS, )  
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Complainant/Petitioner, )

PCB 96-143

v. )

MICHEL GRAIN COMPANY, INC., d/b/a )

MICHEL FERTILIZER, AN IL corp., )

CARYLE MICHEL, RONNIE TODD AND )

RONNIE TODD LAND TRUST, )

Respondents. )

SUBPOENA/SUBPOENA DUCES TECUM

TO: <sup>P.</sup> BRUCE ELLIS  
17891  
18791 E. Marlow Road  
Mt. Vernon, IL 62864  
(618) 242-6169

Pursuant to Section 5(e) of the Environmental Protection Act (415 ILCS 5/5(e)  
(2000)) 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 4:00

P .m. on December 1 20 03, at  
the Law Office of Douglas A. Antonik, 1921 Broadway  
Mt. Vernon, IL 62864  
(618) 244-5739



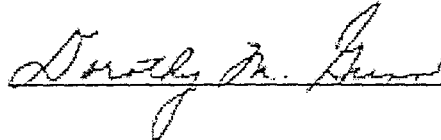
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Failure to comply with this subpoena will subject you to sanctions under 35 Ill.

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

ENTER:



Dorothy M. Gunn, Clerk  
Pollution Control Board

Date: 11/17/03

CERTIFICATE OF SERVICE

I, MICHAEL ANTHIS, certify that on this 21st day of NOVEMBER 20 03, I caused copies of the SUBPOENA/SUBPOENA DUCES TECUM to be served upon the following:

WILLIAM ELLIS JR.

17891 E. MARLOW RD.

MT. VERNON, IL 62864

by depositing same in United States First Class Mail, postage prepaid.



(Signature)

(Or, alternatively)

I, \_\_\_\_\_, served this SUBPOENA/SUBPOENA  
DUCES TECUM by hand delivering a copy to \_\_\_\_\_  
on \_\_\_\_\_ 20 03 \_\_\_\_\_, with a check in the amount  
of \$22.00 for a witness fee.

\_\_\_\_\_  
(Signature)

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_  
20 03 \_\_\_\_\_.

\_\_\_\_\_  
Notary Public

Phillip McQuillan  
Assistant Attorney General  
500 South Second Street  
Springfield, IL 62706  
(217) 782-9031