

ORIGINAL
BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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AUG 04 2006

PEORIA DISPOSAL COMPANY,

Petitioner,

v.

PEORIA COUNTY BOARD,

Respondent.

PCB 06-184

(Pollution Control Facility Siting Appeal)

STATE OF ILLINOIS
Pollution Control Board

**FIRST SET OF REQUESTS TO PRODUCE OF PETITIONER, PEORIA DISPOSAL
COMPANY DIRECTED TO RESPONDENT, PEORIA COUNTY BOARD**

NOW COMES Peoria Disposal Company ("Petitioner") by its attorneys, Brian J. Meginnes and George Mueller, and directs the Peoria County Board ("Respondent"), to produce at the office of Elias, Meginnes, Riffle & Seghetti, P.C., 416 Main Street, Suite 1400, Peoria, Illinois, 61602, within twenty-eight (28) days of service of this request, or at such other time and place as may be agreed upon by the attorneys for the parties pursuant to Illinois Administrative Code Title 35, Section 101.616, for inspection, copying, reproduction and photographing the following documents, objects or tangible things, to wit:

DEFINITIONS

1. **Document.** "Document" shall mean all documents, objects and tangible things, including every original (and any copy of any original and any copy which differs in any way from any original) of every writing of every kind or description, whether handwritten, typed, drawn, sketched, or printed, including, without limitation, computer-generated or maintained data or reports, books, records, papers, pamphlets, brochures, circulars, plans, correspondence, emails, communications, telegrams, memoranda, notes, logs, notebooks, worksheets, reports, lists, analysis, appointment books, diaries,

GEORGE MUELLER
628 Columbus Street, Suite #204
Ottawa, Illinois 61350
(815) 431-1500 - Telephone
(815) 431-1501 - Facsimile
george@muelleranderson.com

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BRIAN J. MEGINNES
416 Main Street, Suite #1400
Peoria, Illinois 61602-1611
(309) 637-6000 - Telephone
(309) 637-8514 - Facsimile
bmeiginnes@emrslaw.com

telephone bills and toll call records, expense reports, commission statements, confirmation statements, checkbooks, cancelled checks, receipts, contracts, agreements, instruments, assignments, applications, offers, acceptances, written memorials of oral communications, photographs, photographic slides or negative films, digital images, digital moving images and film strips to which Respondent now has or has had access to in the past.

2. Communication. "Communication" includes all discussions, conversations, interviews, meetings, negotiations, emails, instant messaging, cablegrams, mailgrams, telegrams, telexes, cables, or other forms of written or verbal intercourse, however transmitted, including reports, notes, memoranda, lists, agendas, and other documents, the identity of person(s) to whom and by whom it was made, the date it was made, the circumstances under which it was made, including but not limited to the location where it was made, the date it was made, the means by which it was made, and the form in which it was made.

3. Relate To or Relating To. "Relate to" or "relating to" as used herein with reference to a subject shall mean both of the following:

a. Containing, comprising, consisting of, constituting, composed of, stating, setting forth or recording, contradicting, referring to, relating to or in any way pertaining to, in whole or in part, that subject; and

b. Describing, discussing, reflecting, interpreting, identifying, concerning, contradicting, referring to, relating to, or in any way pertaining to, in whole or in part, that subject.

4. All and Any. As used herein "all" refers to any and all, and the term "any" likewise refers to any and all.

5. And / Or. "And" as well as "or" shall be construed either conjunctively or disjunctively as necessary to bring within the scope of this request any documents which might otherwise be construed to be outside its scope.

6. Any and all capitalized terms not defined herein should be ascribed the meanings given them in the Petition for Review filed with the Pollution Control Board on June 7, 2006, initiating this matter.

INSTRUCTIONS

1. Any word written in the singular shall be construed as plural and any word written in the plural shall be construed as singular when necessary to facilitate complete answers.

2. All documentation requested is from November 9, 2005, to the date of compliance with this request, unless otherwise specifically indicated. If the answer is not uniformly applied to that entire period, each change within the period is to be indicated with the date of such change.

3. If any document requested is withheld on the ground of privilege, provide a log of all such documents, including: (a) a description of the subject of each such document; (b) all persons who have knowledge of each such document, or any having knowledge regarding each such document, including without limitation the author of any document withheld; (c) the date and circumstance of any communication of such document, including without limitation the identification of the author(s), any addressee(s), indicated or blind carbon copy recipient(s), or other recipient(s); and (d) all grounds relied upon for not providing each such document.

4. If any document described by this request has been lost, destroyed, discarded or otherwise disposed of, that document is to be identified as completely as possible.

5. If any information is redacted from a document produced pursuant to this request, that information is to be identified and described generally, and all grounds relied upon for not providing such information are to be fully set forth.

6. If any document described by this request no longer exists, or is no longer within your possession, custody or control, identify such document(s).

7. Identify in writing each paragraph of this request for which no responsive documents are produced.

GEORGE MUELLER
628 Columbus Street, Suite #204
Ottawa, Illinois 61350
(815) 431-1500 – Telephone
(815) 431-1501 - Facsimile
george@muelleranderson.com

BRIAN J. MEGINNES
416 Main Street, Suite #1400
Peoria, Illinois 61602-1611
(309) 637-6000 - Telephone
(309) 637-8514 - Facsimile
bmeginnes@emrslaw.com

8. If, subsequent to your initial response, you come into possession of any document(s) that is(are) responsive to any of the following requests, you are requested to supplement the response accordingly.

9. Documents produced in response to these requests must be organized in categories that correspond to the responsive request.

DOCUMENTS TO BE PRODUCED

1. All documents in the possession or control of Respondent referring to the Application that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

2. Any document received or created by any member of the Peoria County Board referring to the Application that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

3. All documents in the possession or control of Respondent referring to Peoria Disposal Company that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

4. Any document received or created by any member of the Peoria County Board referring to Peoria Disposal Company that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

5. All documents in the possession or control of Respondent received from any member or representative of the Heart of Illinois Sierra Club that were not included

in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

6. Any document received by any member of the Peoria County Board from any member or representative of the Heart of Illinois Sierra Club that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

7. All documents in the possession or control of Respondent received from any member or representative of the organization Peoria Families Against Toxic Waste that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

8. Any document received by any member of the Peoria County Board from any member or representative of the organization Peoria Families Against Toxic Waste that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

9. All documents in the possession or control of Respondent received from any member or representative of the organization Citizens for Our Environment that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

10. Any document received by any member of the Peoria County Board from any member or representative of the organization Citizens for Our Environment that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

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Peoria, Illinois 61602-1611
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11. All documents in the possession or control of Respondent received from any member or representative of the organization River Rescue that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

12. Any document received by any member of the Peoria County Board from any member or representative of the organization River Rescue that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

13. All documents in the possession or control of Respondent portraying the PDC 1 landfill or any property located within one (1) mile of the PDC 1 landfill that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

14. Any document received or created by any member of the Peoria County Board portraying the PDC 1 landfill or any property located within one (1) mile of the PDC 1 landfill that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

15. All documents, including, without limitation, notes, drafts, memoranda, correspondence and transcripts, considered by the Peoria County Board regarding the Application.

16. All documents, including, without limitation, notes, drafts, memoranda, correspondence and transcripts, available to the Peoria County Board in its consideration of the Application.

17. All documents, including, without limitation, notes, drafts, memoranda, correspondence and transcripts, considered by the staff of the Peoria County Board regarding the Application.

18. All documents, including, without limitation, notes, drafts, memoranda, correspondence and transcripts, available to the staff of the Peoria County Board in their consideration of the Application.

19. All documents in the possession or control of Respondent reflecting membership of any member of the Peoria County Board in the Heart of Illinois Sierra Club that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

20. Any document received or created by any member of the Peoria County Board reflecting membership of any member of the Peoria County Board in the Heart of Illinois Sierra Club that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

21. All documents in the possession or control of Respondent reflecting membership of any member of the Peoria County Board in the Sierra Club that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

22. Any document received or created by any member of the Peoria County Board reflecting membership of any member of the Peoria County Board in the Sierra Club that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

23. All documents in the possession or control of Respondent reflecting membership of any member of the Peoria County Board in the organization Peoria Families Against Toxic Waste that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

24. Any document received or created by any member of the Peoria County Board reflecting membership of any member of the Peoria County Board in the organization Peoria Families Against Toxic Waste that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

25. All documents in the possession or control of Respondent received from or authored by Citizens for Our Environment that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

26. Any document any member of the Peoria County Board received from Citizens for Our Environment that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

27. All documents in the possession or control of Respondent received from or authored by River Rescue that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

28. Any document any member of the Peoria County Board received from River Rescue that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

29. All documents in the possession or control of Respondent received from or authored by Tom Edwards that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

30. Any document any member of the Peoria County Board received from Tom Edwards that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

31. All documents in the possession or control of Respondent received from or authored by Kim Converse that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

32. Any document any member of the Peoria County Board received from Kim Converse that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

33. All documents in the possession or control of Respondent received from or authored by Joyce Blumenshine that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

34. Any document any member of the Peoria County Board received from Joyce Blumenshine that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

35. All documents in the possession or control of Respondent received from or authored by Diane Storey that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

36. Any document any member of the Peoria County Board received from Diane Storey that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

37. All documents in the possession or control of Respondent received from or authored by Jean Roach that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

38. Any document any member of the Peoria County Board received from Jean Roach that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

39. All documents in the possession or control of Respondent received from or authored by Amy Schlicksup that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

40. Any document any member of the Peoria County Board received from Amy Schlicksup that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

41. All documents in the possession or control of Respondent received from or authored by Cara Rosson that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

42. Any document any member of the Peoria County Board received from Cara Rosson that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

43. All documents in the possession or control of Respondent received from or authored by Tessie Bucklar that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

44. Any document any member of the Peoria County Board received from Tessie Bucklar that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

45. All documents in the possession or control of Respondent received from or authored by Mayvis Young that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

46. Any document any member of the Peoria County Board received from Mayvis Young that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

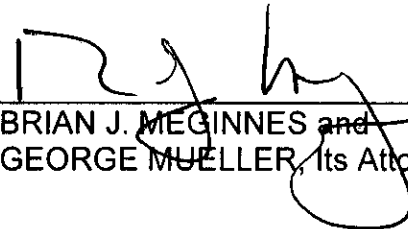
47. All documents in the possession or control of Respondent received from or authored by Lisa Offutt that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

48. Any document any member of the Peoria County Board received from Lisa Offutt that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

49. All documents in the possession or control of Respondent received from or authored by Peter Offutt that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

50. Any document any member of the Peoria County Board received from Peter Offutt that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

Respectfully submitted,
Peoria Disposal Company, Petitioner



BRIAN J. MEGINNES and
GEORGE MUELLER, Its Attorneys

906-0824

GEORGE MUELLER
628 Columbus Street, Suite #204
Ottawa, Illinois 61350
(815) 431-1500 - Telephone
(815) 431-1501 - Facsimile
george@muelleranderson.com

BRIAN J. MEGINNES
416 Main Street, Suite #1400
Peoria, Illinois 61602-1611
(309) 637-6000 - Telephone
(309) 637-8514 - Facsimile
bmeginn@emrslaw.com

STATE OF ILLINOIS)
)
COUNTY OF PEORIA) SS

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STATE OF ILLINOIS
Pollution Control Board

AFFIDAVIT OF SERVICE & FILING

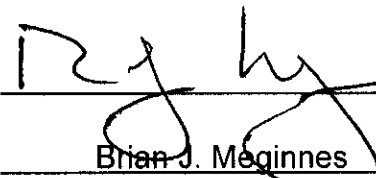
The undersigned being first duly sworn on oath, states that a copy of the foregoing FIRST SET OF REQUESTS TO PRODUCE OF PETITIONER, PEORIA DISPOSAL COMPANY DIRECTED TO RESPONDENT, PEORIA COUNTY BOARD was served upon the following persons by enclosing copies of same in separate envelopes, addressed as set forth below, and depositing said envelopes in a U.S. Postal Service mailbox in Peoria, Illinois, on the 2nd day of August, 2006, before 5:00 p.m., with all fees thereon fully prepaid.

Illinois Pollution Control Board
100 W. Randolph, Suite 11-500
Chicago, Illinois 60601
(312) 814-3620 – Telephone
(312) 814-3669 – Facsimile

Ms. Carol Webb, Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
(217) 524-8503 – Telephone
webbc@ipcb.state.il.us

Mr. David A. Brown
Black, Black & Brown
101 South Main Street
P.O. Box 381
Morton, Illinois 61550
(309) 266-9680 – Telephone
(309) 266-8301 – Facsimile
dbrown@blackblackbrown.com

Mr. Kevin Lyons
Peoria County State's Attorney
324 Main Street, Room #111
Peoria, Illinois 61602

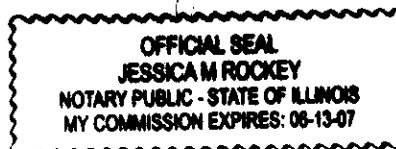


Brian J. Meginnes
(print name)

Subscribed and sworn to before me this 2nd day of August, 2006.



Notary Public



GEORGE MUELLER
628 Columbus Street, Suite #204
Ottawa, Illinois 61350
(815) 431-1500 – Telephone
(815) 431-1501 – Facsimile
george@muelleranderson.com

BRIAN J. MEGINNES
416 Main Street, Suite #1400
Peoria, Illinois 61602-1611
(309) 637-6000 – Telephone
(309) 637-8514 – Facsimile
bmeiginnes@emrslaw.com

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS
Pollution Control Board

PEORIA DISPOSAL COMPANY,)
)
Petitioner,)
)
v.)
)
PEORIA COUNTY BOARD,)
)
Respondent.)

PCB 06-184
(Pollution Control Facility Siting Appeal)

**FIRST SET OF INTERROGATORIES OF PETITIONER, PEORIA DISPOSAL
COMPANY, DIRECTED TO RESPONDENT, PEORIA COUNTY BOARD**

NOW COMES Petitioner, Peoria Disposal Company, by and through its attorneys Brian J. Meginnes and George Mueller, P.C., and hereby requests that Respondent, Peoria County Board (the "County Board"), answer under oath, in accordance with 35 IAC 101.620, the following Interrogatories, within twenty-eight (28) days from the date upon which these Interrogatories were served:

DEFINITIONS

1. Identify.

a. When used with reference to an individual (or multiple individuals) shall require a statement of the individual's full name; present and/or last known position, employment, job title and/or business affiliation; business address and telephone number; present or last known residential address and telephone number; and the individual's relationship, if any, to or with the parties hereto.

b. When used with reference to a business or corporation (or multiple businesses or corporations) shall mean to state the business's or corporation's legal name, the names under which it does business, its form (proprietorship, corporation,

partnership, association or business trust, etc.), the date and place of its inception and/or incorporation, identification of its principal proprietors, partners or officers, its present address, its principal place of business and its relationship, if any, to or with the parties hereto.

c. When used with reference to documents shall require a statement of the date thereof, the type of document, the author or speaker, and if different, the signer or signers, the addressee, the substance thereof, their present or last known location or custodian, and all other means of identifying them with sufficient particularity to satisfy the requirements for their identification in a request for their production pursuant to the possession or subject to control of the County Board, state the disposition that was made of it, the reason for such disposition, and the date thereof.

d. When used with reference to any communication, meeting, act, occurrence, statement or conduct (hereinafter collectively "act") requires you to:

- (i) describe the substance of the event or events constituting such act, and state the date when such act occurred;
- (ii) identify each and every person participating in such act;
- (iii) identify all other persons present when such act occurred;
- (iv) state whether any minutes, notes, memoranda, accounts, statements, agreements, or documents relating to the act was made;
- (v) state whether such record now exists; and
- (vi) identify the person presently having possession, custody or control of such record.

2. Relating To. "Relating to" as used herein with reference to a subject shall mean both of the following:

a. Containing, comprising, consisting of, constituting, composed of, stating, setting forth or recording, contradicting, referring to, relating to or in any way pertaining to, in whole or in part, that subject; and

b. Describing, discussing, reflecting, interpreting, identifying, concerning, contradicting, referring to, relating to, or in any way pertaining to, in whole or in part, that subject.

3. Document. "Document" shall mean all documents, objects and tangible things contemplated by the Illinois Code or the Illinois Administrative Code, including every original (and any copy of any original and any copy which differs in any way from any original) of every writing of every kind or description, whether handwritten, typed, drawn, sketched, or printed, including, without limitation, computer-generated or maintained data or reports, books, records, papers, pamphlets, brochures, circulars, plans, correspondence, emails, communications, telegrams, memoranda, notes, logs, notebooks, worksheets, reports, lists, analysis, appointment books, diaries, telephone bills and toll call records, expense reports, commission statements, confirmation statements, checkbooks, cancelled checks, receipts, contracts, agreements, instruments, assignments, applications, offers, acceptances, written memorials of oral communications, photographs, photographic slides or negative films, digital images, digital moving images, and film strips to which the County Board now has or has had access to in the past.

4. Communication. "Communication" includes all discussions, conversations, interviews, meetings, negotiations, emails, instant messaging, cablegrams, mailgrams, telegrams, telexes, cables, or other forms of written or verbal intercourse, however transmitted, including reports, notes, memoranda, lists, agendas, and other documents and records of communication, the identity of person(s) to whom and by whom it was made (see "1" above), the date it was made, the circumstances under which it was made, including but not limited to the location where it was made, the date it was made, the means by which it was made, and the form in which it was made.

5. All and Any. As used herein "all" refers to any and all, and the term "any" likewise refers to any and all.

6. And / Or. "And" as well as "or" shall be construed either conjunctively or disjunctively as necessary to bring within the scope of this Interrogatory any documents, acts or communications which might otherwise be construed to be outside its scope.

7. Application. "Application" shall mean the Application of Petitioner Peoria Disposal Company to the Peoria County Board for site location approval of a vertical and horizontal expansion of its existing hazardous waste landfill located in Peoria County, Illinois.

8. Any and all capitalized terms not defined herein should be ascribed the meanings given them in the Petition for Review.

INSTRUCTIONS

1. Any word written in the singular shall be construed as plural and any word written in the plural shall be construed as singular when necessary to facilitate complete answers.

2. All information requested is from January 1, 2004, to the date of compliance with this request, unless otherwise specifically indicated. If the answer is not uniformly applied to that entire period, each change within the period is to be indicated with the date of such change.

3. Your answer to each interrogatory should include all knowledge within your custody, possession or control. Where facts are set forth in your answers or portions thereof are supplied upon information and belief rather than actual knowledge, so state and specifically describe or identify the source or sources of such information and belief. If any estimate can reasonably be made in place of the unknown information, set forth your best estimate, clearly designated as such, in place of unknown information, and describe the basis upon which the estimate is made. If you cannot answer the interrogatory in full after exercising due diligence to secure the information requested, so state and answer to the fullest extent possible, specifying your inability to answer the remainder and stating whatever information or knowledge you have concerning the unanswered portion.

4. To the extent any interrogatory is objected to, set forth all reasons therefor. If you claim privilege as a ground for not answering any interrogatory in whole or in part, describe the factual basis for your claim of privilege, including all relevant dates and persons involved, in sufficient detail so as to permit the Court to adjudicate the validity of the claim. If you object in part to any interrogatory, answer the remainder completely.

5. Concerning any and all documents which you are asked to identify in these Interrogatories that you do not identify on the grounds of any type of privilege, or for any other reason, indicate and describe each document withheld by date, author(s), addressee(s), recipient(s) or distribute(s), title, type of document (e.g., memorandum, letter, report), location of its creation, present location of the document, identity of any person to whom it has already been revealed, identity of any person or entity who possesses or has custody of it, identity of any person or entity who possesses or has previously had custody of it, total number of copies created, the basis upon which it is being withheld, and general subject matter.

6. Where an interrogatory calls for the identification of a document, a true and correct copy of such document may be attached to the response in lieu of describing such documents, provided, however, where an interrogatory answer requires specification of particular words, paragraphs, pages, etc., the same be clearly identified. If in response to any interrogatory you exercise your option under the Illinois Supreme Court Rules to produce business records in lieu of a written response, identify and segregate the specific documents from which the answers to the interrogatory may be derived or ascertained with sufficient specificity to permit the answers to be identified in a document request.

7. To the extent required by the Illinois Supreme Court Rules and/or the Illinois Administrative Code or regulations, you are hereby requested and required to supplement your answers if you obtain or become aware of further responsive information after you serve your answers.

INTERROGATORIES

1. For the period between January 1, 2004, and May 3, 2006, please identify all communications in verbal, written or electronic form made by any County Board Member or made to any County Board Member relating to the Application, excepting therefrom, communications in the form of official filings by Peoria Disposal Company, Sierra Club, Heart of Illinois Sierra Club, River Rescue, Peoria Families Against Toxic Waste, Citizens for Our Environment, and the Peoria County staff, and with respect to each such communication, please identify:

- A. The date said communication took place;
- B. The person or group initiating and/or authoring the communication;
- C. The person or group receiving the communication;
- D. The substance and content of the communication;
- E. The identity of all others present when such communication was made;
- F. The identity of all others present when such communication was received;
- G. The manner of the delivery of the communication; and
- H. Whether any record or memorandum of said communication exists.

ANSWER:

2. Between January 1, 2004, and May 3, 2006, please identify any and all meetings between any member of the County Board and any other member of the County Board at any time or place where the Application of Peoria Disposal Company was considered or discussed, excepting therefrom official meetings of the County Board or its committees and, with respect to each such meeting, identify:

- A. The date and time upon which said meeting took place;
- B. The location at which said meeting took place; and
- C. The names of all individuals who were present at said meeting.

ANSWER:

3. Between January 1, 2004, and May 3, 2006, state whether or not any member of the County Board gave or transferred anything of value or received anything of value from, or were promised anything of value by, the Peoria Families Against Toxic Waste, Sierra Club, Heart of Illinois Sierra Club, River Rescue, Citizens for Our Environment, Tom Edwards, Joyce Blumenshine, Kim Converse, Diane Storey, Jean Roach, Amy Schlicksup, Cara Rosson, Tessie Bucklar, Mayvis Young, Lisa Offutt, Peter Offutt, and/or any of their members or representatives. If so, please identify:

- A. The name of the person or organization making the gift, transfer or promise;
- B. The name of the person or organization receiving the gift, transfer or promise;
- C. The date upon which the gift, transfer or promise was made; and
- D. The amount of the gift, transfer or promise.

ANSWER:

4. Please identify and describe each County Board Member's association, if any, with Peoria Families Against Toxic Waste, Sierra Club, Heart of Illinois Sierra Club, Citizens for Our Environment or River Rescue. "Association" is defined as being a member, having made a contribution payment, gift or transfer at any time to the organization or having attended a meeting of the organization. If so, please identify:

- A. The name of the County Board Member having said association;
- B. The inclusive dates of the association; and
- C. The nature of the association.


ANSWER:

5. Please identify any document or other writing relating to the Application, other than newspaper articles, editorials or letters to the editor, which document or writing is not part of the record filed by the County Board with the Pollution Control Board, in the possession or control of any County Board Member. As to each such document or other writing, please identify:

- A. The County Board Member having such document or writing;
- B. The nature of the document or writing;
- C. The date upon which said County Board Member came into possession of said document or writing.

ANSWER:

Respectfully submitted,
Peoria Disposal Company, Petitioner



BRIAN J. MEGINNES and
GEORGE MUELLER, Its Attorneys

906-0992

STATE OF ILLINOIS)
)
COUNTY OF PEORIA) SS

AFFIDAVIT OF SERVICE & FILING

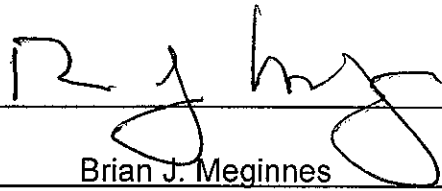
The undersigned being first duly sworn on oath, states that a copy of the foregoing FIRST SET OF INTERROGATORIES OF PETITIONER, PEORIA DISPOSAL COMPANY DIRECTED TO RESPONDENT, PEORIA COUNTY BOARD was served upon the following persons by enclosing copies of same in separate envelopes, addressed as set forth below, and depositing said envelopes in a U.S. Postal Service mailbox in Peoria, Illinois, on the 2nd day of August, 2006, before 5:00 p.m., with all fees thereon fully prepaid.

Illinois Pollution Control Board
100 W. Randolph, Suite 11-500
Chicago, Illinois 60601
(312) 814-3620 – Telephone
(312) 814-3669 – Facsimile

Ms. Carol Webb, Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
(217) 524-8503 – Telephone
webbc@ipcb.state.il.us

Mr. David A. Brown
Black, Black & Brown
101 South Main Street
P.O. Box 381
Morton, Illinois 61550
(309) 266-9680 – Telephone
(309) 266-8301 – Facsimile
dbrown@blackblackbrown.com

Mr. Kevin Lyons
Peoria County State's Attorney
324 Main Street, Room #111
Peoria, Illinois 61602

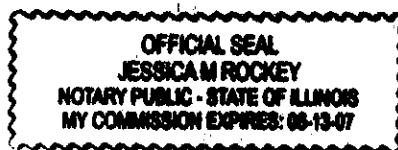


Brian J. Meginnes
(print name)

Subscribed and sworn to before me this 2nd day of August, 2006.



Notary Public



GEORGE MUELLER
628 Columbus Street, Suite #204
Ottawa, Illinois 61350
(815) 431-1500 – Telephone
(815) 431-1501 – Facsimile
george@muelleranderson.com

BRIAN J. MEGINNES
416 Main Street, Suite #1400
Peoria, Illinois 61602-1611
(309) 637-6000 – Telephone
(309) 637-8514 – Facsimile
bmeginnes@emrslaw.com

ELIAS, MEGINNES, RIFFLE & SEGHETTI, P.C.

ATTORNEYS AT LAW

JOHN S. ELIAS
BRIAN J. MEGINNES
ROBERT M. RIFFLE
MICHAEL R. SEGHETTI
TROY N. PUDIK

416 MAIN STREET, SUITE 1400
PEORIA, ILLINOIS 61602-1611
TELEPHONE: (309) 637-6000
FACSIMILE: (309) 637-8514
www.emrslaw.com

DAVID N. SCHELLENBERG
JANAKI NAIR
SONYA A. PASQUINI
CYNTHIA L. ELIAS, OF COUNSEL

File No. 05611-105

ORIGINAL

August 2, 2006

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STATE OF ILLINOIS
Pollution Control Board

Illinois Pollution Control Board
100 W. Randolph, Suite 11-500
Chicago, IL 60601

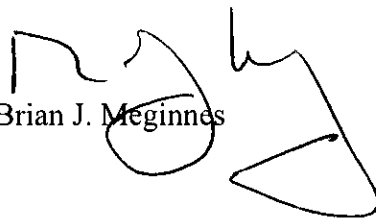
RE: Peoria Disposal Company v. Peoria County Board
PCB 06-184

Ladies and Gentlemen:

Enclosed you will find two copies of a First Set of Requests to Produce of Petitioner, Peoria Disposal Company Directed to Respondent, Peoria County Board and First Set of Interrogatories of Petitioner, Peoria Disposal Company, Directed to Respondent, Peoria County Board for the above referenced case. Please file one copy and return one copy to me in the self addressed envelope provided herein.

Thank you for your anticipated cooperation in this matter.

Very truly yours,


Brian J. Meginnes

JN/jmr

cc: David A. Brown
Kevin Lyons
George Mueller

pebletter