

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

SEP 18 2006

STATE OF ILLINOIS
Pollution Control Board

PEORIA DISPOSAL COMPANY,

Petitioner,

v.

PEORIA COUNTY BOARD,

Deponent.

PCB 06-184

(Pollution Control Facility Siting Appeal)

NOTICE TO APPEAR FOR DISCOVERY DEPOSITION

TO: **JEFFREY JOYCE**, County Board Member
c/o Mr. David A. Brown
Black, Black & Brown
101 South Main Street
P.O. Box 381
Morton, Illinois 61550

You are hereby notified that you are required to appear and testify at a discovery deposition, on **Wednesday, October 11, 2006, at 9:00 a.m.**, at the law offices of Elias, Meginnes, Riffle & Seghetti, P.C., 416 Main Street, Suite 1400, Peoria, IL 61602, and you are hereby further notified that you are required to produce at the deposition, all of the documents or tangible things identified in Rider A, attached hereto.

Respectfully submitted,
Peoria Disposal Company, Petitioner


BRIAN J. MEGINNES and
GEORGE MUELLER, Its Attorneys

RIDER A

1. All documents in the possession or control of JEFFREY JOYCE ("Deponent") 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. All documents in the possession or control of Deponent 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.

3. All documents in the possession or control of Deponent 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.

4. All documents in the possession or control of Deponent 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.

5. All documents in the possession or control of Deponent 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.

6. All documents in the possession or control of Deponent 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.

7. All documents in the possession or control of Deponent 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.

8. All documents, including, without limitation, notes, drafts, memoranda, correspondence and transcripts, considered by the Deponent regarding the Application.

9. All documents, including, without limitation, notes, drafts, memoranda, correspondence and transcripts, available to the Deponent in its consideration of the Application.

10. All documents in the possession or control of Deponent 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.

11. All documents in the possession or control of Deponent 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.

12. All documents in the possession or control of Deponent 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.

13. All documents in the possession or control of Deponent 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.

14. All documents in the possession or control of Deponent 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.

15. All documents in the possession or control of Deponent 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.

16. All documents in the possession or control of Deponent 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.

17. All documents in the possession or control of Deponent 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.

18. All documents in the possession or control of Deponent 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.

19. All documents in the possession or control of Deponent 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.

20. All documents in the possession or control of Deponent received from or authored by Elmo Roach that were 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 Deponent 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.

22. All documents in the possession or control of Deponent 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.

23. All documents in the possession or control of Deponent 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.

24. All documents in the possession or control of Deponent received from or authored by Tom Bucklar that were 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 Deponent 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.

26. All documents in the possession or control of Deponent 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.

27. All documents in the possession or control of Deponent 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.

28. All documents in the possession or control of Deponent received from or authored by Cathy Stevenson that were 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 Deponent received from or authored by Beth Akeson that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

30. All documents in the possession or control of Deponent received from or authored by Jeff Akeson that were 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 Deponent received from or authored by Bill Scott that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

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

906-1206

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 NOTICE TO APPEAR FOR DISCOVERY DEPOSITION 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 13th day of September, 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
[ORIGINAL plus FOUR (4)]

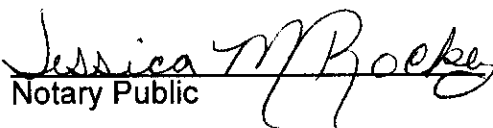
Ms. Carol Webb, Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
(217) 524-8503 – Telephone
webbc@ipcb.state.il.us

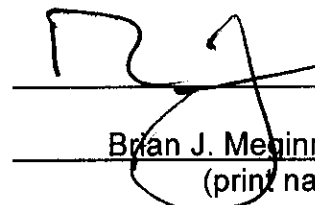
The undersigned further states that a copy of the foregoing NOTICE TO APPEAR FOR DISCOVERY DEPOSITION was served upon the following persons by facsimile and by enclosing copies of same in separate envelopes, addressed as set forth below, and depositing said envelopes in a U.S. Postal Service mailbox in Peoria, Illinois, on the 13th day of September, 2006, before 5:00 p.m., with all fees thereon fully prepaid.

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
(309) 672-6029 – Facsimile

Subscribed and sworn to before me
this 13th day of September, 2006.


Notary Public



Brian J. Meginnes
(print name)

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

RIDER A

1. All documents in the possession or control of BRIAN ELSASSER ("Deponent") 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. All documents in the possession or control of Deponent 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.

3. All documents in the possession or control of Deponent 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.

4. All documents in the possession or control of Deponent 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.

5. All documents in the possession or control of Deponent 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.

6. All documents in the possession or control of Deponent 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.

7. All documents in the possession or control of Deponent 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.

8. All documents, including, without limitation, notes, drafts, memoranda, correspondence and transcripts, considered by the Deponent regarding the Application.

9. All documents, including, without limitation, notes, drafts, memoranda, correspondence and transcripts, available to the Deponent in its consideration of the Application.

10. All documents in the possession or control of Deponent 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.

11. All documents in the possession or control of Deponent 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.

12. All documents in the possession or control of Deponent 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.

13. All documents in the possession or control of Deponent 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.

14. All documents in the possession or control of Deponent 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.

15. All documents in the possession or control of Deponent 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.

16. All documents in the possession or control of Deponent 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.

17. All documents in the possession or control of Deponent 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.

18. All documents in the possession or control of Deponent 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.

19. All documents in the possession or control of Deponent 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.

20. All documents in the possession or control of Deponent received from or authored by Elmo Roach that were 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 Deponent 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.

22. All documents in the possession or control of Deponent 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.

23. All documents in the possession or control of Deponent 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.

24. All documents in the possession or control of Deponent received from or authored by Tom Bucklar that were 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 Deponent 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.

26. All documents in the possession or control of Deponent 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.

27. All documents in the possession or control of Deponent 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.

28. All documents in the possession or control of Deponent received from or authored by Cathy Stevenson that were 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 Deponent received from or authored by Beth Akeson that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

30. All documents in the possession or control of Deponent received from or authored by Jeff Akeson that were 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 Deponent received from or authored by Bill Scott that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

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

906-1207

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 NOTICE TO APPEAR FOR DISCOVERY DEPOSITION 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 13th day of September, 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
[ORIGINAL plus FOUR (4)]

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

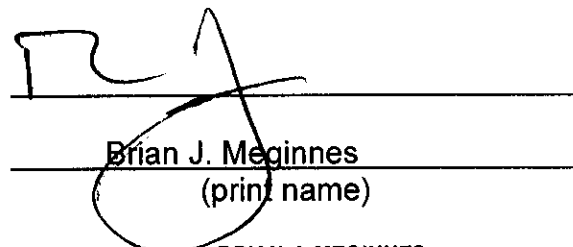
The undersigned further states that a copy of the foregoing NOTICE TO APPEAR FOR DISCOVERY DEPOSITION was served upon the following persons by facsimile and by enclosing copies of same in separate envelopes, addressed as set forth below, and depositing said envelopes in a U.S. Postal Service mailbox in Peoria, Illinois, on the 13th day of September, 2006, before 5:00 p.m., with all fees thereon fully prepaid.

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

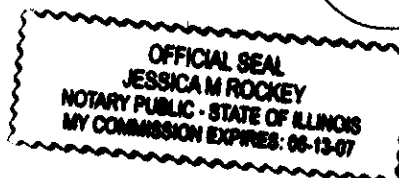
Mr. Kevin Lyons
Peoria County State's Attorney
324 Main Street, Room #111
Peoria, Illinois 61602
(309) 672-6029 – Facsimile

Subscribed and sworn to before me
this 13th day of September, 2006.


Notary Public


Brian J. Meginnnes
(print name)

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
bmeginnnes@emrslaw.com