

**BEFORE THE
ILLINOIS POLLUTION CONTROL BOARD**

FOX MORaine, LLC)	
)	
Petitioner,)	
)	
v.)	PCB 07- 146
)	
UNITED CITY OF YORKVILLE,)	
CITY COUNCIL)	
)	
Respondent.)	

NOTICE OF FILING

To: See Attached Service List

PLEASE TAKE NOTICE that on this 1st day of April, 2009, George Mueller, one of the attorneys for Petitioner, Fox Moraine, LLC, filed via electronic filing of the attached **Fox Moraine's Exhibit List** with the Clerk of the Illinois Pollution Control Board, a copy of which is herewith served upon you.

Respectfully submitted,

FOX MORaine, LLC

By: /s/ George Mueller
One of its Attorneys

*George Mueller
Mueller Anderson, P.C.
609 East Etna Road
Ottawa, Illinois 61350
(815) 431-1500 – Telephone
(815) 431-1501 - Facsimile
george@muelleranderson.com*

*Charles Helsten
Hinshaw & Culbertson LLP
100 Park Avenue
Rockford, Illinois 61101
(815) 490-4900 - Telephone
(815) 490-4901 - Facsimile
chelsten@hinshawlaw.com*

Fox Moraine, LLC v. United City of Yorkville
PCB No. 07-146

SERVICE LIST

Bradley Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
1000 West Randolph Street
Suite 11-500
Chicago, IL 60601

Charles Helsten
Hinshaw & Culbertson
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389

Leo P. Dombrowski
Wildman, Harrold, Allen & Dixon
225 West Wacker Drive
Suite 3000
Chicago, IL 60606-1229
Thomas I. Matyas
Wildman, Harrold, Allen & Dixon
225 West Wacker Drive
Suite 3000
Chicago, IL 60606-1229

James Knippen
Walsh Knippen Knight & Pollick
2150 Manchester Road
Suite 200
Wheaton, IL 60187-2476

Richard Porter
Hinshaw & Culbertson
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389

Anthony Hopp
Wildman, Harrold, Allen & Dixon
225 West Wacker Drive
Suite 3000
Chicago, IL 60606-1229

James B. Harvey
Buck, Hutchison & Ruttle
2455 Glenwood Avenue
Joliet, IL 60435

James Harkness
Momkus McKluskey, LLC
1001 Warrenville Road
Suite 500
Lisle, IL 60532

Eric Weis
Kendall County State's Attorney
Kendall county Courthouse
807 John Street
Yorkville, IL 60560

George Mueller
Mueller Anderson, P.C.
609 East Etna Road
Ottawa, Illinois 61350
(815) 431-1500 – Telephone
(815) 431-1501 - Facsimile
george@muelleranderson.com

Charles Helsten
Hinshaw & Culbertson LLP
100 Park Avenue
Rockford, Illinois 61101
(815) 490-4900 - Telephone
(815) 490-4901 - Facsimile
chelsten@hinshawlaw.com

CERTIFICATE OF SERVICE

I, Sharon Twardowski, a non-attorney, certify that I served a copy of the foregoing **Notice of Filing** and **Fox Moraine's Exhibit List** to the Hearing Officer and all Counsel of Record listed on the attached Service list, by sending it via Electronic Mail on April 1, 2009, before 5:00 p.m.

/s/ Sharon Twardowski

[x] Under penalties as provides by law pursuant to ILL. REV. STAT. CHAP. 110-SEC 1-109, I certify that the statements set forth Herein are true and correct

George Mueller
Mueller Anderson, P.C.
609 East Etna Road
Ottawa, Illinois 61350
(815) 431-1500 - Telephone
(815) 431-1501 - Facsimile
george@muelleranderson.com

Charles Helsten
Hinshaw & Culbertson LLP
100 Park Avenue
Rockford, Illinois 61101
(815) 490-4900 - Telephone
(815) 490-4901 - Facsimile
chelsten@hinshawlaw.com

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

FOX MORaine, LLC)	
)	
Petitioner,)	
)	
v.)	PCB 07- 146
)	
UNITED CITY OF YORKVILLE,)	
CITY COUNCIL)	
)	
Respondent.)	

FOX MORaine'S EXHIBIT LIST

NOW COMES Fox Moraine, LLC, ("Fox Moraine"), by one of its attorneys, and discloses the following exhibit list:

1. All documents tendered in discovery to City of Yorkville.
2. All documents received from the City of Yorkville in discovery.
3. Wildman, Harrold, Allen and Dixon invoice of June 17, 2007.
4. Deposition of Valerie Burd.
5. Deposition of Rose Spears.
6. Deposition of Joe Plocher.
7. Deposition of Marty Munns.
8. Deposition of Jason Leslie.
9. Deposition of Walter Werderich.
10. Deposition of Robyn Sutcliffe.
11. Deposition of Ronald Parrish.
12. Minutes of city council, city council committee of whole and plan commission meetings on September 25, 2006, September 26, 2006, September 27, 2006, October 3, 2006, October 10, 2006, October 17, 2006, October 24, 2006, October

26, 2006, October 30, 2006, November 7, 2006, November 13, 2006, November 14, 2006, November 21, 2006, November 28, 2006, November 30, 2006, December 5, 2006, December 9, 2006, December 12, 2006, December 19, 2006, December 26, 2006, January 2, 2007, January 9, 2007, January 16, 2007, January 23, 2007, February 6, 2007, February 13, 2007 and May 8, 2007.

13. Transcripts of all the meetings identified in Paragraph 10.
14. Video tapes of all the meetings identified in Paragraph 10.
15. Pleadings in PCB 07-95.
16. Pleadings in PCB 08-96.
17. Pleadings in Kendall County Case No. 2007-OV-43.
18. Pleadings in Kendall County Case No. 2008-L-068.
19. Pleadings in Kendall County Case No. 2008-CH-0811.

Respectfully submitted,
FOX MORaine, LLC

By: /s/George Mueller
One of its attorneys