### BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

FOX MORAINE, LLC,	)
Petitioner	) ) PCB 07-146
v. UNITED CITY OF YORKVILLE, CITY COUNCIL,	) (Pollution Control Board Facility Siting ) Appeal) )
Respondent	) ) )

# **NOTICE OF FILING**

To: See Attached Service List

PLEASE TAKE NOTICE that the undersigned has, on this 1<sup>st</sup> day of April, 2009, caused to be filed with the Clerk of the Illinois Pollution Control Board, via electronic filing, the attached Exhibit List on behalf of Intervenor, Kendall County, Illinois, a copy of which is attached hereto .

Respectfully submitted,

Kendall County, Illinois

By: /s/James S. Harkness

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### SERVICE LIST

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#### Hearing Officer

#### Bradley P. Halloran

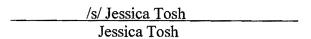
Illinois Pollution Control Board James R. Thompson Center 100 West Randolph Street

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Email: hallorab@ipcb.state.il.us

# **PROOF OF SERVICE**

Under penalties as provided by law, pursuant to Section 1-109 of the Code of Civil Procedure, Jessica Tosh, the undersigned non-attorney certifies that she served a true and correct copy of the foregoing Notice of Filing and Exhibit List on behalf of Intervenor Kendall County, Illinois on the Hearing Officer and all Counsel of Record via e-mail transmission on April 1, 2008, prior to 5:00 p.m.



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## KENDALL COUNTY'S EXHIBIT LIST

NOW COMES, Intervenor, KENDALL COUNTY, ILLINOIS ("Kendall County"), by and through its attorneys, MOMKUS McCLUSKEY, LLC, and submits the following list of exhibits that it presently believes that it may introduce at hearing on this matter. These exhibits are exclusive of those Kendall County may offer for purposes of impeachment or rebuttal.

- 1. All documents produced by any party in this appeal.
- 2. All documents in the Record on Appeal; and
- 3. All transcripts and depositions taken in this appeal.

Respectfully submitted,

By: /s/James S. Harkness James S. Harkness

James F. McCluskey (ARDC No. 3124754) James S. Harkness (ARDC No. 6237256) Momkus McCluskey, LLC 1001 Warrenville Road, Suite 500 Lisle, IL 60532 Tel: (630) 434-0400 Fax: (630) 434-0444 jfmccluskey@momlaw.com

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