

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

FOX MORaine, LLC)	
)	
Petitioner,)	
)	
v.)	PCB No. 07-146
)	(Pollution Control Facility Siting
)	Appeal)
UNITED CITY OF YORKVILLE, CITY)	
COUNCIL)	
)	
Respondent.)	

NOTICE OF FILING

To: See Attached Service List

PLEASE TAKE NOTICE that on April 1, 2009, Leo P. Dombrowski, one of the attorneys for Respondent, United City of Yorkville, filed via electronic filing the attached **United City of Yorkville's Notice to Produce**, with the Clerk of the Illinois Pollution Control Board, a copy of which is herewith served upon you.

Respectfully submitted,

UNITED CITY OF YORKVILLE

By: /s/ Leo P. Dombrowski
One of their Attorneys

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

FOX MORAINE, LLC.)	
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Petitioner,)	
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vs.)	PCB No. 07-146
)	(Pollution Control Facility Siting
UNITED CITY OF YORKVILLE, CITY)	Appeal)
COUNCIL)	
)	
Respondent.)	

YORKVILLE NOTICE TO PRODUCE

To: Fox Moraine, LLC

Petitioner, Fox Moraine, LLC, has informed the Hearing Officer and Respondent that Respondent need not subpoena Petitioner's witnesses who are listed below (assuming they were not officers, directors, employees, or other representatives of Respondent and were therefore required to be served with a subpoena compelling appearance) and that Petitioner will produce them at the hearing of this matter without being subpoenaed. Pursuant to the Rules of the Illinois Pollution Control Board and the Illinois Code of Civil Procedure, the United City of Yorkville, City Council, by and through its attorneys, serves notice upon Fox Moraine, LLC, to produce the following persons at the time of the hearing in this matter, April 21, 2009, at 9:00 a.m., and any continuation of the hearing date, at the Meeting Room of the United City of Yorkville Public Library, 902 Game Farm Road, Yorkville, Illinois:

1. Don Hamman
2. Jesse Varsho
3. Charlie Murphy
4. Jim Burnham
5. Devin Moose

UNITED CITY OF YORKVILLE, CITY COUNCIL

By: /s/ Leo P. Dombrowski
 One of Its Attorneys

Dated: April 1, 2009

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CERTIFICATE OF SERVICE

I, Susan Hardt, a non-attorney, certify that I caused a copy of the foregoing **Notice of Filing and United City of Yorkville's Notice to Produce**, to be served upon the Hearing Officer and all Counsel of Record listed on the attached Service list by sending it via Electronic Mail on April 1, 2009.

/s/ Susan Hardt

Under penalties as provided by law pursuant to ILL. REV. STAT. CHAP. 110 – SEC 1-109, I certify that the statements set forth herein are true and correct.

SERVICE LIST

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Hearing Officer
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