

John Therriault - Fwd: Re: Public comment to be docketed in PCB 05-193

From: Kathleen Crowley
To: John Therriault
Date: 8/6/2009 8:35 AM
Subject: Fwd: Re: Public comment to be docketed in PCB 05-193

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AUG 06 2009

STATE OF ILLINOIS
Pollution Control Board

The Chairman requests that you docket this e-mail and response as a public comment in the above-captioned case. Thank you!



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>>> Tanner Girard 8/5/2009 5:18 PM >>>
Jean,

Thanks for the note. The case you are describing appears to be PCB 05-193. If you go to our website (address below) you can search the Clerk's Office On-Line (COOL) and pull up the files on that case. Carol Webb is the Hearing Officer, and she can give you more detail on the status of the case.

I haven't had any Calhoun peaches this year, so eat a few for me. I also miss the whole hog sausage from the Red & White (I hope they still make it every Wednesday). Hopefully, Suellen and I can enjoy dinner at Wittmond's Hotel sometime this next year.

We moved to Morrison last year, where Suellen is Superintendent of the Morrison School District. Since we are almost in Iowa, it probably explains why our paths haven't crossed in awhile.

If you need more procedural info, please let me know.

Sincerely,

Tanner

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>>> "Jean Payne" <jeanp@ifca.com> 8/5/2009 3:15 PM >>>

Hi Tanner, it's been a while! I hope you are doing well. Life has sure been interesting in agriculture lately with the price swings on inputs and the late planting season. But usually, we are often thankful at harvest because crops more often than not do better than we expect.

I have a question for you or the IPCB staff. There has been a case before PCB for some time regarding a spray drift complaint against Wabash Valley Service Company down in Hamilton County. The plaintiff's name is Zofeldt. I wanted to let you know, if it's of any consequence, that USEPA also investigated this last year and dropped all charges. Then, the case went to civil court in Hamilton County in July 2009. After a two week trial, the jury acquitted Wabash Valley on all charges after deliberating only 1.5 hours. I don't know if these outcomes have any relevance when it comes to the PCB deciding on whether to address the case, but I wanted to share these developments with you. From what I understand, there was no evidence presented that could link any of the plaintiff's claims to pesticide drift.

If you could share any insight on the future of this possible case before the PCB I would appreciate it. Hope all is well and that our paths cross soon. My husband and I are headed to Brussels for the St. Mary's Church Picnic this weekend as well as to bring home lots of peaches for our friends.

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