

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS)
)
Complainant,)
)
v.)
)
HERITAGE COAL COMPANY, L.L.C.)
(f/k/a PEABODY COAL COMPANY)
L.L.C.),)
)
Respondent.)

PCB NO. 99-134
(Enforcement - Water)

RECEIVED
CLERK'S OFFICE
JAN 11 2010
STATE OF ILLINOIS
Pollution Control Board

NOTICE OF SERVICE OF DISCOVERY DOCUMENTS

To: John T. Therriault, Assistant Clerk Carol Webb
Clerk of the Board Hearing Officer
Illinois Pollution Control Board Illinois Pollution Control Board
100 West Randolph Street 1021 North Grand Avenue East
Suite 11-500 Springfield, IL 62794
Chicago, IL 60601

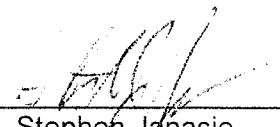
PLEASE TAKE NOTICE that I have on January 7, 2010, served on the Respondent, HERITAGE COAL COMPANY, L.L.C. (f/k/a PEABODY COAL COMPANY, L.L.C.), the following discovery documents in the above-referenced matter.

1. ANSWERS TO RESPONDENT HERITAGE'S THIRD SET OF INTERROGATORIES TO COMPLAINANT;
2. ANSWERS TO RESPONDENT HERITAGE'S FOURTH SET OF INTERROGATORIES TO COMPLAINT;
3. ANSWERS TO RESPONDENT HERITAGE'S FIFTH SET OF INTERROGATORIES TO COMPLAINT;
4. ANSWERS TO RESPONDENT HERITAGE'S SIXTH SET OF INTERROGATORIES TO COMPLAINANT
5. COMPLAINANT'S RESPONSE TO REQUEST TO PRODUCE; and
6. CERTIFICATION OF DISCOVERY COMPLETION.

Respectfully submitted,
PEOPLE OF THE STATE OF ILLINOIS
LISA MADIGAN
Attorney General of the
State of Illinois

MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

BY:



Stephen Janasie
Assistant Attorney General
Environmental Bureau

500 South Second Street
Springfield, Illinois 62706/(217)782-9031

CERTIFICATE OF SERVICE

I hereby certify that I did on January 7, 2010, send by hand delivery

To: Stephen F. Hedinger
Hedinger Law Office
2601 South Fifth Street
Springfield, IL 62703

and First Class Mail, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instruments entitled NOTICE OF SERVICE OF DISCOVERY DOCUMENTS, ANSWERS TO RESPONDENT HERITAGE'S THIRD, FOURTH, FIFTH and SIXTH SETS OF INTERROGATORIES TO COMPLAINT and COMPLAINANT'S RESPONSE TO REQUEST TO PRODUCE

To: W. C. Blanton
Husch Blackwell Sanders LLP
4801 Main Street, Ste. 1000
Kansas City, MO 64112

and the original and five copies of the NOTICE OF SERVICE OF DISCOVERY DOCUMENTS was sent by First Class Mail with postage thereon fully prepaid

To: John T. Therriault, Assistant Clerk
Illinois Pollution Control Board
State of Illinois Center
Suite 11-500
100 West Randolph
Chicago, IL 60601

A copy was also sent by First Class Mail with postage thereon fully prepaid

To: Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
Springfield, IL 62794



Stephen Janasie
Assistant Attorney General