

RECEIVED
CLERK'S OFFICE

DEC 14 2010

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
December 14, 2010

STOP THE MEGA-DUMP,)
)
Petitioner,)
)
v.) PCB 10-103
) (Third-Party Pollution Facility Siting
COUNTY BOARD OF DEKALB COUNTY,) Appeal)
ILLINOIS, and WASTE MANAGEMENT OF)
ILLINOIS, INC.,)
)
Respondents.)

ORIGINAL

HEARING REPORT

On November 22, 2010, a hearing in the above-captioned appeal was held in the Multi-Purpose Room at the DeKalb County Health Department Facility, 2550 North Annie Glidden Road, DeKalb, Illinois 60115. Hearing Officer Bradley P. Halloran presided.

Attorney George Mueller appeared and participated on behalf of the petitioner. Attorney Amy Antonioli appeared and participated on behalf of the respondent County Board of DeKalb County, Illinois. Attorney Donald J. Moran appeared and participated on behalf of respondent Waste Management of Illinois, Inc. (WMII).

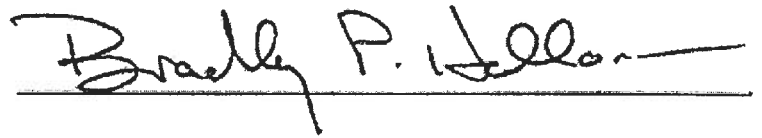
Exhibits

The parties offered exhibits as evidence at the hearing. An exhibit list itemizing the offered exhibits and summarizing their status is attached to this order.

Briefing Schedule

A briefing schedule was discussed and agreed to at the hearing. The parties' simultaneous opening post-hearing briefs must be filed on or before December 31, 2010. The parties' simultaneous responses must be filed on or before January 25, 2011. The mailbox rule will not apply to either the opening briefs or the responses. The parties briefing schedule is subject to revisions. Public comment is due to be filed on or before December 23, 2010.

IT IS SO ORDERED.



Bradley P. Halloran

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

PCB 10-103
November 22, 2010 Hearing

Exhibit List

Exhibit	Description	Status
Hearing Officer Exhibit 1	Public Comment from Lolly Voss, dated November 22, 2010	Taken with case
Hearing Officer Exhibit 2	Public Comment (with attachments), from Cecile Meyer, dated November 22, 2010	Taken with case
Hearing Officer Exhibit 3	Public Comment from Misty Haji-Sherikh, dated April 29, 2010	Taken with case
Hearing Officer Exhibit 4	Public Comment sign-up sheet for the hearing of November 22, 2010	Taken with case
Hearing Officer Exhibit 5	Attachment to Dr. Aubrey J. Serewicz public comment, filed July 12, 2010	Taken with case
Petitioner's Exhibit 1	Deposition of Anita Jo Turner	Admitted
Petitioner's Exhibit 2	Deposition of Mary Supple	Admitted
Petitioner's Exhibit 3	Deposition of Ray Bockman	Admitted
Petitioner's Exhibit 4	Deposition of Marlene Allen	Admitted
Petitioner's Exhibit 5	Deposition of Ruth Anne Tobias	Admitted
Petitioner's Exhibit 6	Deposition of Patricia Vary	Admitted
Petitioner's Exhibit 7	Deposition of Riley Oncken	Admitted
Petitioner's Exhibit 8	Deposition of Lee Addleman	Admitted
Petitioner's Exhibit 9	Deposition of Julia Fauci	Admitted
Petitioner's Exhibit 10	Deposition of Steve Walt	Admitted
Petitioner's Exhibit 11	Deposition of Michael Haines	Admitted
Petitioner's Exhibit 12	Deposition of Paul Stoddard	Admitted
Petitioner's Exhibit 13	Deposition of Chris Burger	Admitted
Petitioner's Exhibit 14	Deposition of Sharon Holmes	Admitted
Petitioner's Exhibit 15	Deposition of Geralynne Kunde	Admitted
Petitioner's Exhibit 16	Collection of documents referred to in Petitioner's deposition exhibits	Admitted
Respondent WMII Exhibit 1	Newspaper Article re: Landfill expansion application, dated November 21, 2009	Admitted
Respondent WMII Exhibit 2	Deposition of Larry Anderson	Admitted
Respondent WMII Exhibit 3	Deposition of Jerry Augsberger	Admitted
Respondent WMII Exhibit 4	Deposition of Eileen Dubin	Admitted
Respondent WMII Exhibit 5	Deposition of Sally Defauw	Admitted
Respondent WMII Exhibit 6	Deposition of John Emerson	Admitted
Respondent WMII Exhibit 7	Deposition of John Hulseberg	Admitted
Respondent WMII Exhibit 8	Deposition of Jeff Metzger	Admitted
Respondent WMII Exhibit 9	Deposition of Calvin Clay Campbell	Admitted

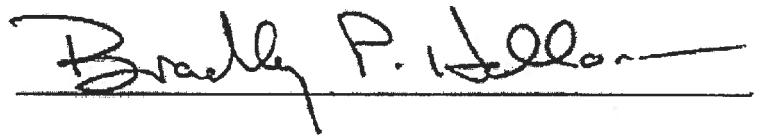
Respondent WMII Exhibit 10	Deposition of Grace Mott	Admitted
Respondent WMII Exhibit 11	Deposition of Lisa Wilcox	Admitted
Respondent WMII Exhibit 12	Deposition of Barbara Potuznik	Admitted

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on December 14, 2010, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on December 14, 2010:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601

A handwritten signature in black ink that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601
(312) 814-8917

PCB 2010-103
Renee Cipriano
Schiff Hardin, LLP
6600 Willis Tower
233 S. Wacker Drive
Chicago, IL 60606-6473

PCB 2010-103
Donald J. Moran
Pedersen & Houpt
161 N. Clark Street
Suite 3100
Chicago, IL 60601-3224

PCB 2010-103
Amy Antonioli
Schiff Hardin LLP
6600 Willis Tower
233 S. Wacker Drive
Chicago, IL 60606-6473

PCB 2010-103
John Farrell
DeKalb County State's Attorney
Legislative Center
200 N. Main Street
Sycamore, IL 60178

PCB 2010-103
George Mueller
Mueller Anderson, P.C.
609 Etna Road
Ottawa, IL 61350