

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB NO. 99-134
)	(Enforcement - Water)
HERITAGE COAL COMPANY, L.L.C.)	
(f/k/a PEABODY COAL COMPANY)	
L.L.C.),)	
)	
Respondent.)	

NOTICE OF ELECTRONIC FILING

To: See Attached Service List

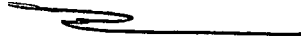
PLEASE TAKE NOTICE that on August 2, 2011, I electronically filed with the Clerk of the Pollution Control Board of the State of Illinois, c/o John T. Therriault, Assistant Clerk, James R. Thompson Center, 100 W. Randolph St., Ste. 11-500, Chicago, IL 60601, COMPLAINANT'S RESPONSE TO SECOND SET OF REQUESTS FOR ADMISSION, a copy of which is attached hereto and herewith served upon you.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

LISA MADIGAN,
Attorney General of the
State of Illinois

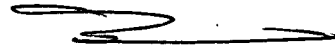
MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

BY: 
THOMAS DAVIS, Chief
Assistant Attorney General
Environmental Bureau

500 South Second Street
Springfield, Illinois 62706
217/782-9031
Dated: August 2, 2011

CERTIFICATE OF SERVICE

I hereby certify that I did on August 2, 2011, cause to be served by First Class Mail, with postage thereon fully prepaid, by depositing in a United States Post Office Box in Springfield, Illinois, a true and correct copy of the following instruments entitled NOTICE OF ELECTRONIC FILING and COMPLAINANT'S RESPONSE TO SECOND SET OF REQUESTS FOR ADMISSION upon the persons listed on the Service List.



THOMAS DAVIS, Chief
Assistant Attorney General

This filing is submitted on recycled paper.

SERVICE LIST

Stephen F. Hedinger
Sorling, Northrup, Hannah, Cullen & Cochran
800 Illinois Building
Springfield, IL 62705

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

Brad Halloran, Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, #11-500
100 West Randolph Street
Chicago, IL 60601

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)	
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Complainant,)	
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v.)	PCB NO. 99-134
)	(Enforcement)
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HERITAGE COAL COMPANY, LLC, f/k/a)	
PEABODY COAL COMPANY, LLC,)	
)	
Respondent.)	

COMPLAINANT'S RESPONSE TO SECOND SET OF REQUESTS FOR ADMISSION

NOW COMES the Complainant, PEOPLE OF THE STATE OF ILLINOIS, and responds to the Respondent's Second Set of Requests for Admission, and states as follows:

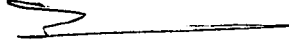
1. The Complainant ADMITS that OMM maintains the web-based mapping application at <http://dnrgis.state.il.us/website/Mpermit/viewer.htm> titled the ArcIMS Illinois Coal Mine Permit Viewer.
2. The Complainant ADMITS that the ArcIMS Illinois Coal Mine Permit Viewer is a means by which OMM communicates to the public information regarding Illinois coal mines subject to the Mining Law.
3. The Complainant ADMITS that OMM intends that the public rely on information contained in the ArcIMS Illinois Coal Mine Permit Viewer.
4. The Complainant ADMITS that the information posted by OMM in the ArcIMS Illinois Coal Mine Permit Viewer for Permit 34 is based on OMM data reflecting the current status of the Mine.

5. The Complainant ADMITS that Exhibit 1 to the Affidavit of W.C. Blanton filed with this Board on December 20, 2010, is a true and accurate printout of a screen from the ArcIMS Illinois Coal Mine Permit Viewer for Permit 34 as of December 17, 2010.

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: 

THOMAS DAVIS
Environmental Bureau
Assistant Attorney General

500 South Second Street
Springfield, Illinois 62706
217/782-9031
Dated: 8/02/11