BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ROXANA LANDFILL, INC.	
Petitioner,	
VS.	No. PCB 15-65
VILLAGE BOARD OF THE VILLAGE OF	
CASEYVILLE, ILLINOIS;	(Pollution Control Facility Siting Application)
VILLAGE OF CASEVILLE, ILLINOIS; and	
CASEYVILLE TRANSFER STATION, L.L.C.	
Respondents.	
VILLAGE OF FAIRMONT CITY, ILLINOIS,	No. PCB 15-69
Petitioner,	
VS.	(Pollution Control Facility Siting Application)
VILLAGE OF CASEYVILLE, ILLINOIS BOARD	
OF TRUSTEES and CASEYVILLE TRASFER	
STATION, L.L.C.	
Respondents.	
*	-

PETITIONER ROXANA LANDFILL, INC.'S OBJECTIONS TO CASEYVILLE TRANSFER STATION, L.L.C.'S DOCUMENT PRODUCTION REQUESTS

TO:	J. Brian Manion	Donald J. Moran	Robert J. Sprague
	Weilmuenster Law Group, P.C.	Pedersen & Houpt	Sprague & Urbana
	3201 West Main Street	161 N. Clark Street, Ste 2700	26 E. Washington Street
	Belleville IL 62226	Chicago, Illinois 60601	Belleville, Illinois 62220
	(jbm@weilmuensterlaw.com) Hearing Officer Carol Webb (Carol.Webb@illinois.gov)	(dmoran@pedersenhoupt.com) Penni S. Livingston 5701 Perrin Rd. Fairview Heights, IL 62208 (penni@livingstonlaw.biz)	

The Petitioner Roxana Landfill, Inc., by and through its attorney, Jennifer J. Sackett Pohlenz, at Clark Hill, PLC, objects to the following Document Production Requests propounded by Respondent Caseyville Transfer Station via email on October 6, 2014.

Dated: October 16, 2014	PETITIONER ROXANA LANDFILL, INC.			
Clark Hill PLC				
150 N. Michigan Ave., Suite 2700				
Chicago, Illinois 60601	BY: /s/ Jennifer J. Sackett Pohlenz			
Phone: 312-985-5912	One of its attorneys			
PROOF OF SERVICE				
I, Jennifer J. Sackett Pohlenz an attorney, certify ¹ that I served the foregoing OBJECTION				
RESPONDENT CASEYVILLE TRA	NSFER STATION, L.L.C.'s DOCUMENT PRODUCT			
REQUESTS on the persons identified a	bove by e-mail, where email is listed above, and otherwise, w			

S TO ΓΙΟΝ where email is not listed, by U.S. Mail sent from 150 N. Michigan Ave. before 5:00 p.m. on this 16th day of October 2014.

_/s/ Jennifer J. Sackett Pohlenz____

¹ Under penalties as provided by law pursuant to Illinois Rev. Stat. Chap. 110-, Sec. 1-109, I do certify that the statements set forth herein are true and correct.

OBJECTIONS TO CASEYVILLE TRANSFER STATION, L.L.C.'s DOCUMENT PRODUCTION REQUESTS

Request No. 1: Any documents that have been identified in RLF's answers to the Interrogatories propounded by CTS.

OBJECTION TO REQUEST NO. 1: Petitioner objects to the use of "RLF" and "CTS" without definition, and as to this Interrogatory being unduly burdensome and overly broad, to the extent this Request seeks documents that are already contained in the Public Record that should have been filed by the Village Board of the Village of Caseyville on or before October 9, 2014, but as of October 15, 2014, was not shown in the Illinois Pollution Control Board on-line docket as having been filed. However, assuming "RLF" is intended to reference Petitioner Roxana Landfill, Inc., "CTS" is intended to reference Caseyville Transfer Station, L.L.C., and Petitioner does not have to re-produce documents already contained in the Public Record, Petitioner will respond to Document Production Request No. 1.

Request No. 2: Any and all documents that RLF intends to present as evidence at the hearing in this appeal.

OBJECTION TO REQUEST NO. 2: Petitioner repeats and incorporates it objections

to Request No. 1 as and for its objections to Request No. 2.

Request No. 3: Any and all documents RLF relies upon in support of any of the allegations in its petition for review of the site location approval.

<u>OBJECTION TO REQUEST NO. 3</u>: Petitioner repeats and incorporates its objections

to Request No. 1 as and for its objections to Request No. 3.

Request No. 4: Any and all contracts, certificates of title, bills of sale or other documents or evidence supporting or tending to support RLF's allegation that it is so located as to be affected by the proposed Caseyville Transfer Station.

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OBJECTION TO REQUEST NO. 4: Petitioner objects to Document Production Request No. 4 as it is not being calculated to lead to admissible evidence; seeks information not relevant to this proceeding; seeks confidential, trade secret, privileged, and proprietary information; is vague, using and undefined acronym and reference to a "proposed Caseyville Transfer Station;" and is overly broad and unduly burdensome.

Request No. 5: Any and all documents RLF relied upon in answering Interrogatories.

OBJECTION TO REQUEST NO. 5: Petitioner repeats and incorporates its objections to Request No. 1 as and for its objections to Request No. 5. In addition, Petitioner objects to Request No. 5 to the extent is seeks attorney-client confidential or work-product privileged documents.

Dated: October 16, 2014

Respectfully submitted,

Jennifer J. Sackett Pohlenz CLARK HILL PLC 150 N Michigan Ave | Suite 2700 | Chicago, Illinois 60601 312.985.5912 (direct) | 312.985.5971 (fax) | Attorney Registration No. 6225990 **ROXANA LANDFILL, INC.**

By:

/s/ Jennifer J. Sackett Pohlenz One of Its Attorneys