

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ROXANA LANDFILL, INC.)	
)	
Petitioner,)	
)	
v.)	PCB 15-65
)	(Third Party Pollution Control
)	Facility Siting Appeal)
VILLAGE BOARD OF THE VILLAGE OF)	
CASEYVILLE, ILLINOIS; VILLAGE OF)	
CASEYVILLE, ILLINOIS; and)	
CASEYVILLE TRANSFER STATION, LLC,)	
)	
Respondents.)	
_____)	
)	
VILLAGE OF FAIRMONT CITY, ILLINOIS,)	
)	
Petitioner,)	
)	
v.)	PCB 15-69
)	(Third Party Pollution Control
)	Facility Siting Appeal)
VILLAGE OF CASEYVILLE, ILLINOIS)	
BOARD OF TRUSTEES and CASEYVILLE)	
TRANSFER STATION, LLC,)	
)	
Respondents.)	

**VILLAGE OF FAIRMONT CITY'S OBJECTIONS
TO RESPONDENT'S REQUEST FOR PRODUCTION OF DOCUMENTS**

Petitioner Village of Fairmont City, by its attorneys Sprague & Urban and Pedersen & Houpt, responds as follows to Respondent Caseyville Transfer Station, LLC's Request for Production of Documents:

REQUESTS FOR PRODUCTION

1. Any and all documents that have been identified in Fairmont City's answers to the Interrogatories propounded by CTS.

RESPONSE: Fairmont City objects to this request as unreasonable and burdensome because these documents are either contained in the record of proceedings before the Village of Caseyville or within the possession or control of Caseyville Transfer Station, LLC.

2. Any and all documents that Fairmont City intends to present as evidence at the hearing in this appeal.

RESPONSE: Fairmont City objects to this request on the grounds that it is unable to determine whether the Village of Caseyville record of proceedings is complete, due to the fact that the record was not filed with the Illinois Pollution Control Board as of October 15, 2014.

3. Any and all documents that Fairmont City relies upon in support of any of the allegations in its petition for review of the site location approval.

RESPONSE: Fairmont City objects to this request as unreasonable and burdensome because these documents are either contained in the record of proceedings before the Village of Caseyville or within the possession or control of Caseyville Transfer Station, LLC.

4. A copy of the Host Community Agreements between the Village of Fairmont City and Waste Management of Illinois, Inc., including any and all documents to any and all Agreements.

RESPONSE: Fairmont City objects to this request on the grounds that it is overly broad and unduly burdensome (it seeks documents that are not relevant to any issue in this appeal and not reasonably calculated to lead to the discovery of admissible evidence).

5. A copy of any and all agreements between the Village of Fairmont City and attorney Donald Moran and/or his law firm Pedersen & Houpt.

RESPONSE: Fairmont City objects to this request on the grounds that it is overly broad and unduly burdensome (it seeks documents that are not relevant to any issue in this appeal, it seeks

confidential information, and it is not reasonably calculated to lead to the discovery of admissible evidence).

October 15, 2014

Respectfully submitted,

VILLAGE OF FAIRMONT CITY

By: 

Robert J. Sprague
SPRAGUE & URBAN
26 E. Washington Street
Belleville, Illinois 62220
Telephone: (618) 233-8383

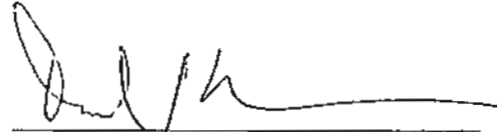
By: 

Donald J. Moran
PEDERSEN & HOUP
161 North Clark Street
Suite 3100
Chicago, Illinois 60601
Telephone: (312) 641-6888

CERTIFICATION

I, Donald J. Moran, being first duly sworn on oath, state that I have read the foregoing Objections to Request of Production of Documents propounded by Respondent, Caseyville Transfer Station, LLC, and that the answers are complete, true and correct to the best of my knowledge and belief.

Dated this 15th day of October, 2014.

A handwritten signature in black ink, appearing to read 'D. Moran', written over a horizontal line.

Donald J. Moran

CERTIFICATE OF SERVICE

Donald J. Moran, an attorney, on oath states that he served the foregoing Objections to Request for Production of Documents propounded by Respondent, Caseyville Transfer Station, on the following parties by depositing same in the U.S. mail at 161 N. Clark Street, Chicago, Illinois 60601, on this 15th day of October, 2014.

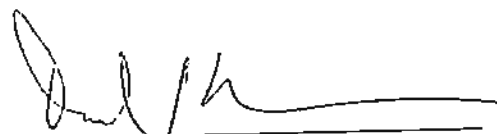
Village of Caseyville
c/o Rob Watt, Clerk
909 S. Main Street
Caseyville, Illinois 62232

Penni S. Livingston
5701 Perrin Rd.
Fairview Heights, IL 62208
penni@livingstonlaw.biz

J. Brian Manion
Weilmuenster Law Group, P.C.
3201 West Main Street
Belleville, IL 62226
jbrn@weilmuensterlaw.com

Jennifer J. Sackett-Pohlenz
CLARK HILL PLC
150 N. Michigan Avenue
Suite 2700
Chicago, IL 60601
JPohlenz@ClarkHill.com

Carol Webb
Carol.Webb@illinois.gov
By e-mail only



Donald J. Moran