

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)	
)	
PEOPLE OF THE STATE OF)	
ILLINOIS,)	
)	
Complainant,)	
)	PCB 2010-061 and 2011-002
ENVIRONMENTAL LAW AND)	(Consolidated – Water –
POLICY CENTER, on behalf of PRAIRIE)	Enforcement)
RIVERS NETWORK and SIERRA CLUB,)	
ILLINOIS CHAPTER,)	
)	
Intervenor,)	
)	
v.)	
)	
FREEMAN UNITED COAL)	
MINING CO., L.L.C., and)	
SPRINGFIELD COAL COMPANY, L.L.C.,)	
)	
Respondents.)	

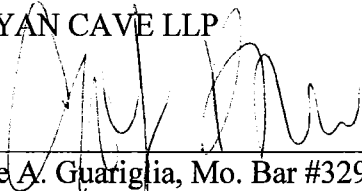
NOTICE OF ELECTRONIC FILING

To: Attached Service List

PLEASE TAKE NOTICE that on November 17, 2014, I electronically filed with the Clerk for the Illinois Pollution Control Board the following Respondent Springfield Coal’s Rule 213(f)(1) Fact Witness Disclosure, a copy of which is attached hereto.

Respectfully submitted,

BRYAN CAVE LLP



Dale A. Guariglia, Mo. Bar #32988
Brian Sher, Illinois Bar # 6196964
John R. Kindschuh #6284933
Erin L. Brooks, Illinois Bar # 6311005
One Metropolitan Square
211 North Broadway Suite 3600
St. Louis, MO 63102
Telephone: (314) 259-2000
Telefax: (314) 259-2020

Attorneys for Springfield Coal Co., LLC

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RESPONDENT SPRINGFIELD COAL’S RULE 213(f)(1)
FACT WITNESS DISCLOSURE

COMES NOW Respondent Springfield Coal Company LLC (“Springfield Coal”) pursuant to Illinois Supreme Court Rule 213(f)(1), and hereby discloses the following fact witnesses on behalf of Springfield Coal, who may testify on Springfield Coal’s behalf at hearing. Springfield Coal expressly reserves the right to supplement this Disclosure.

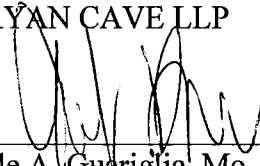
- 1. Thomas Austin, the Vice President of Springfield Coal.** Among other things, Mr. Austin may testify to Springfield Coal’s mining practices at the Industry Mine; Springfield Coal’s application for and compliance with NPDES permits for the Industry Mine; information relating to the factors the Board may consider in imposing a penalty as set forth in 415 ILCS 5/33(c) and/or 415 ILCS 5/42(h); the existence of a compliance commitment agreement (CCA) for the Industry Mine and communications with IEPA concerning the same; the financial status of Springfield Coal. Springfield Coal expressly reserves the right to supplement this Disclosure.

- 2. Michael Caldwell, the Chief Operating Officer of Springfield Coal.** Among other things, Mr. Caldwell may testify to Springfield Coal's mining practices at the Industry Mine; Springfield Coal's application for and compliance with NPDES permits for the Industry Mine; information relating to the factors the Board may consider in imposing a penalty as set forth in 415 ILCS 5/33(c) and/or 415 ILCS 5/42(h); the existence of a CCA for the Industry Mine and communications with IEPA concerning the same; the financial status of Springfield Coal. Springfield Coal expressly reserves the right to supplement this Disclosure.
- 3. Craig Schoonover, P.E., Environmental Engineer for Springfield Coal.** Among other things, Mr. Schoonover may testify to Springfield Coal's mining practices at the Industry Mine; Springfield Coal's application for and compliance with NPDES permits for the Industry Mine; information relating to the factors the Board may consider in imposing a penalty as set forth in 415 ILCS 5/33(c) and/or 415 ILCS 5/42(h). Springfield Coal expressly reserves the right to supplement this Disclosure.
- 4. Greg Arnett, P.E., Environmental Engineer for Springfield Coal.** Among other things, Mr. Arnett may testify to Springfield Coal's mining practices at the Industry Mine; Springfield Coal's application for and compliance with NPDES permits for the Industry Mine; information relating to the factors the Board may consider in imposing a penalty as set forth in 415 ILCS 5/33(c) and/or 415 ILCS 5/42(h); the existence of a CCA for the Industry Mine and communications with IEPA concerning the same. Springfield Coal expressly reserves the right to supplement this Disclosure.
- 5. Corey Schoonover, P.E., Environmental Engineer for Springfield Coal.** Among other things, Mr. Schoonover may testify to Springfield Coal's mining practices at the Industry Mine; Springfield Coal's application for and compliance with NPDES permits for the Industry Mine; information relating to the factors the Board may consider in imposing a penalty as set forth in 415 ILCS 5/33(c) and/or 415 ILCS 5/42(h). Springfield Coal expressly reserves the right to supplement this Disclosure.
- 6. Steven Phifer, P.E., Environmental Engineer for Springfield Coal.** Among other things, Mr. Phifer may testify to Springfield Coal's mining practices at the Industry Mine; Springfield Coal's application for and compliance with NPDES permits for the Industry Mine; information relating to the factors the Board may consider in imposing a penalty as set forth in 415 ILCS 5/33(c) and/or 415 ILCS 5/42(h); the existence of a CCA for the Industry Mine and communications with IEPA concerning the same. Springfield Coal expressly reserves the right to supplement this Disclosure.

Dated: November 17, 2014

Respectfully submitted,

BRYAN CAVE LLP



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Brian Sher, Illinois Bar # 6196964

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NOTICE OF ELECTRONIC FILING

TO:

Thomas H. Shepherd
Steven Sylvester
Assistant Attorney General
Environmental Bureau
69 W. Washington St., Suite 1800
Chicago, IL 60602

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

Jessica Dexter
Environmental Law & Policy Center
35 E. Wacker Dr., Ste. 1600
Chicago, IL 60601

Steven M. Siros
E. Lynn Grayson
Allison Torrence
Jenner & Block LLP
353 N. Clark Street
Chicago, IL 60654-3456

PLEASE TAKE NOTICE that on November 17, 2014, I served a true and accurate copy of Respondent Springfield Coal's Fact Witness Disclosures upon the parties listed on the Service List.

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