

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY	)	
	)	
Complainant,	)	
	)	
v.	)	AC 2012-051
	)	(IEPA No. 87-12-AC)
NORTHERN ILLINOIS	)	(Administrative Citation)
SERVICE COMPANY,	)	
	)	
Respondent.	)	

**NOTICE**

John T. Therriault  
Clerk of the Board  
Illinois Pollution Control Board  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601-3218

Peter DeBruyne  
Peter DeBruyne, P.C.  
838 North Main Street  
Rockford, IL 61103

Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601-3218

PLEASE TAKE NOTICE that I have today caused to be filed COMPLAINANT'S STATEMENT OF HEARING COSTS with the Illinois Pollution Control Board, a copy of which is served upon you.

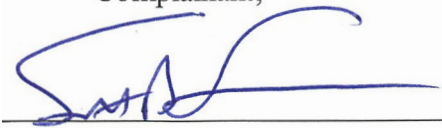
Respectfully submitted,

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Dated: December 15, 2014

Scott B. Sievers  
Attorney Registration No. 6275924  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
(217) 782-5544

Complainant,



BY: \_\_\_\_\_  
Scott B. Sievers  
Special Assistant Attorney General

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

ILLINOIS ENVIRONMENTAL	)	
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v.	)	AC 2012-051
	)	(IEPA No. 87-12-AC)
NORTHERN ILLINOIS	)	(Administrative Citation)
SERVICE COMPANY,	)	
	)	
Respondent.	)	

**COMPLAINANT'S STATEMENT OF HEARING COSTS**

NOW COMES the Complainant, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY ("Illinois EPA"), by and through its counsel, Special Assistant Attorney General Scott B. Sievers, and, pursuant to 415 ILCS 5/42(b)(4-5), Ill. S.Ct. Rule 208(d), 35 Ill. Adm. Code 101.100(b), 35 Ill. Adm. Code 101.500(a), 35 Ill. Adm. Code 108.500(b)(3) and 35 Ill. Adm. Code 108.502, presents its statement of hearing costs for this case as follows:

1.	Depositions of Northern Illinois Service Company employees William Hoff and Paul Munson	\$195.00
2.	Transcripts of William Hoff & Paul Munson depositions	\$348.90
3.	Transcript of Illinois EPA Inspector Donna Shehane taken by Northern Illinois Service Company	\$335.30
4.	Lodging of attorney @ Fairfield Inn for final hearing	\$79.80
5.	Per diem reimbursement for attorney for final hearing	\$35.00
	<b>TOTAL CLAIMED:</b>	<b>\$994.00</b>

An affidavit in support of this statement is attached as Exhibit A and incorporated herein.

WHEREFORE, the Complainant, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, prays that this Honorable Board ORDER the Defendant to pay \$994.00 to the Complainant for its hearing costs in this case.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Dated: December 15, 2014

Scott B. Sievers  
Attorney Registration No. 6275924  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
(217) 782-5544

Complainant,



BY:

\_\_\_\_\_  
Scott B. Sievers  
Special Assistant Attorney General

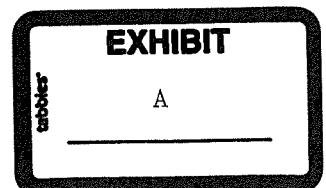
STATE OF ILLINOIS            )  
  ) SS  
COUNTY OF SANGAMON        )

*Illinois EPA v. Northern Illinois Serv. Co.*  
**Illinois Pollution Control Board**  
Case No. AC 12-51

**AFFIDAVIT**

I, SCOTT B. SIEVERS, under oath, state that I have personal knowledge of the statements contained in this affidavit, that I am over 21 years of age and of sound mind and body, and if called to testify, I would testify as follows:


1. I am employed by the Illinois Environmental Protection Agency as an Assistant Counsel for the Bureau of Land. As part of my duties, I am responsible for the litigation of Administrative Citations issued by the Illinois EPA.
2. I have reviewed the Illinois EPA Division of Legal Counsel File 87-12-AC, which relates to PCB No. AC 12-51, *Illinois EPA v. Northern Illinois Service Company*, for the purpose of determining the costs expended by Illinois EPA.
3. Illinois EPA incurred and paid \$543.90 in court reporter costs from deposing Northern Illinois Service Company employees William Hoff and Paul Munson and obtaining transcripts of those depositions. Said depositions were referenced in the final hearing in this matter. (Tr. at 101:20-104:9; 117:11-17; 119:23-120:4; 133:16-18.) A true and accurate copy of an invoice for these costs is attached as Exhibit A-1.
4. Illinois EPA incurred and paid \$335.30 in court reporter costs in obtaining a transcript of the deposition of Illinois EPA Inspector Donna Shehane taken by Northern Illinois Service Company. Said deposition was referenced in the final hearing in this matter. (Tr. at 57:4; *see* 65:20.) A true and accurate copy of an invoice for these costs is attached as Exhibit A-2.



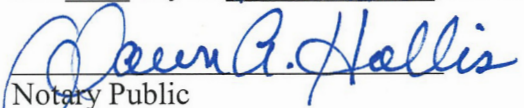
5. Illinois EPA incurred \$114.80 in costs for my travel to Rockford for the July 24, 2014, which includes hotel lodging and per diem. A true and accurate copy of my travel voucher and the hotel bill documenting these costs are attached as Exhibits A-3 and A-4, respectively.
6. In total, Illinois EPA incurred \$994.00 in out-of-pocket costs for litigating *Illinois EPA v. Northern Illinois Service Company*, PCB No. AC 12-51.

I have read the foregoing and affirm that the facts contained herein are true and correct to the best of my knowledge and belief.

FURTHER AFFIANT SAYETH NOT.

  
SCOTT B. SIEVERS  
Assistant Counsel  
Division of Legal Counsel  
Illinois Environmental Protection Agency

Subscribed and sworn to before me  
this 15<sup>th</sup> day of December, 2014.

  
Notary Public



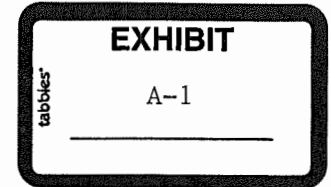
**Diane Hromek Court Reporters, Inc.**

1202 N 75th Street  
 Downers Grove, IL 60516  
 Phone # 800-556-5554  
 dianehromek@gmail.com

**Invoice**

DATE	INVOICE #
11/1/2013	100094-C

BILL TO
IEPA Fiscal Services PO Box 19276 Springfield, IL 62794-9276

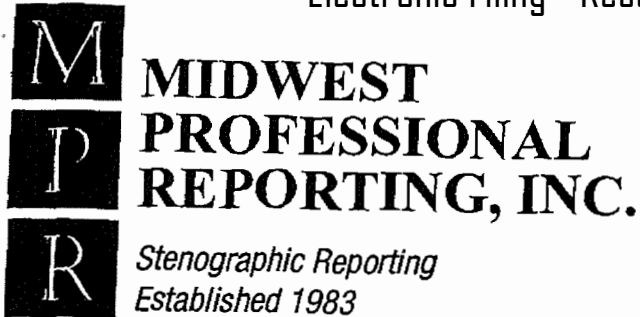


Case No.	TERMS	REPORTER	Case Name
AC2012-051	Payment on Receipt	DMH	

DATE	DESCRIPTION	QTY	RATE	AMOUNT
11/1/2013	IEPA Attendance Hourly. IEPA v Northern Illinois Service Company. Depositions of Paul Munson and William Hoff.	3	65.00	195.00
	IEPA Original Transcript Regular Delivery. PAUL MUNSON	57	3.70	210.90
	IEPA Original Transcript Regular Delivery WILLIAM HOFF	35	3.70	129.50
	US Mail	1	8.50	8.50
	FEIN: ID# 36-3169132		0.00	0.00
11/1/2013	E-Mailing invoice.		0.00	0.00

Account Code 065-53230-1200-00/30600	<b>Total</b>	\$543.90
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# INVOICE



916 North Church Street  
Rockford, Illinois 61103-7019  
815-968-0015  
F 815-968-0234  
**mprdeps.com**

ATTORNEY SCOTT B. SIEVERS  
ILLINOIS ENVIRONMENTAL PROTECTION  
AGENCY  
1021 NORTH GRAND AVENUE EAST  
PO BOX 19276  
SPRINGFIELD, IL 62794-9276

December 12, 2014

Invoice# C2655A

Balance: \$ .00

Caption: ILLINOIS EPA VS. N. ILLINOIS SERVICE CO.  
CASE NO. AC 12-51  
Scheduled: 10/22/13 Billed: 11/06/13  
Reporter: JULIE M. CASTREE

### I n v o i c i n g I n f o r m a t i o n

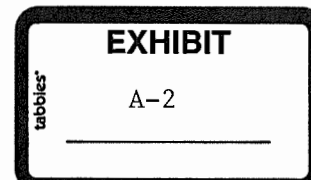
<u>Charge Description</u>	<u>Amount</u>
DEPOSITION TRANSCRIPT OF DONNA SHEHANE	
(COPY)*	279.30
EXHIBIT REPRODUCTION*	44.00
DELIVERY FEE	12.00
AGENCY OFD # SWM-4580	

\* NOTE: UPON RECEIPT OF YOUR PAYMENT WE WILL IMMEDIATELY DELIVER THE TRANSCRIPT, THANK YOU.

Sub Total: 335.30  
Payments/Credits: 335.30

P l e a s e R e m i t - - - > Total Due: \$ .00

MIDWEST PROFESSIONAL REPORTING, INC.  
THIS INVOICE IS DUE AND PAYABLE UPON RECEIPT AND  
BECOMES DELINQUENT IN 30 DAYS. FED ID #36-3892092







Fairfield Inn & Suites by Marriott  
Rockford

7651 Walton Street  
Rockford IL 61108  
815.398.7400



S. Sievers

Room: 411

Room Type: KING

Number of Guests: 1

Rate: \$70.00

Clerk:

Arrive: 23Jul14      Time: 06:12PM      Depart: 24Jul14      Time:      Folio Number: 84191

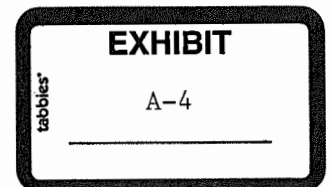
Date	Description	Charges	Credits
23Jul14	Room Charge	70.00	
23Jul14	State Sales Tax	4.20	
23Jul14	City Tax	4.20	
23Jul14	County Tax	1.40	
24Jul14	Visa		79.80

Card #: VXXXXXXXXXXXX3198XXXX  
Amount: 79.80 Auth: 029518 Signature on File  
This card was electronically swiped on 23Jul14

Balance: 0.00

As a Rewards Member, you could have earned points toward your free dream vacation today. Start earning points and elite status, plus enjoy exclusive member offers. Enroll today at the front desk.

As requested, a final copy of your bill will be emailed to you at: SCOTT.SIEVERS@IL.GOV. See "Internet Privacy Statement" on Marriott.com.



Illinois Environmental Protection Agency v. Robert Manker  
Pollution Control Board No. AC 13-7

CERTIFICATE OF SERVICE

Scott B. Sievers, Special Assistant Attorney General, herein certifies that he has served a copy of the foregoing **COMPLAINANT'S STATEMENT OF HEARING COSTS** upon:

John Therriault  
Clerk of the Board  
Illinois Pollution Control Board  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601-3218

Peter DeBruyne  
Peter DeBruyne, P.C.  
838 North Main Street  
Rockford, IL 61103

Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601-3218

by mailing true copies thereof to the addresses referred to above in envelopes duly addressed bearing proper first class postage and deposited in the United States mail at Springfield, Illinois, on December 15, 2014.

Respectfully submitted,

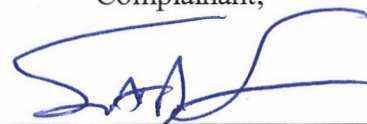
ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Dated: December 15, 2014

Scott B. Sievers  
Attorney Registration No. 6275924  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
(217) 782-5544

Complainant,

BY:



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Scott B. Sievers  
Special Assistant Attorney General