

**BEFORE THE  
ILLINOIS POLLUTION CONTROL BOARD**

FOX MORaine, LLC	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 07- 146
	)	
UNITED CITY OF YORKVILLE, CITY COUNCIL	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

To: See Attached Service List

PLEASE TAKE NOTICE that on this 1st day of April, 2009, George Mueller, one of the attorneys for Petitioner, Fox Moraine, LLC, filed via electronic filing of the attached **Notice to Appear and Produce** with the Clerk of the Illinois Pollution Control Board, a copy of which is herewith served upon you.

Respectfully submitted,

FOX MORaine, LLC

By: /s/ George Mueller  
One of its Attorneys

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*Fox Moraine, LLC v. United City of Yorkville*  
*PCB No. 07-146*

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**CERTIFICATE OF SERVICE**

I, Sharon Twardowski, a non-attorney, certify that I served a copy of the foregoing **Notice of Filing** and **Notice to Appear and Produce** to the Hearing Officer and all Counsel of Record listed on the attached Service list, by sending it via Electronic Mail on April 1, 2009, before 5:00 p.m.

/s/ Sharon Twardowski

- [x] Under penalties as provides by law pursuant to ILL. REV. STAT. CHAP. 110-SEC 1-109, I certify that the statements set forth Herein are true and correct

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CITY COUNCIL )  
)  
Respondent. )

**NOTICE TO APPEAR AND PRODUCE**

TO: United City of Yorkville, c/o Leo P. Dombrowski, Anthony Hopp, Thomas I. Matyas,  
Wildman, Harrold, Allen & Dixon, 225 West Wacker Drive, Suite 3000, Chicago, IL 60606-1229

Pursuant to and in conformity with applicable provisions of the Illinois Administrative Code, the Rules of the Pollution Control Board, and Supreme Court Rule 237, the Petitioner herein, by one of its attorneys, **HEREBY NOTIFIES YOU** that you are required to produce at the time of hearing in this cause, specifically April 21, 2009, at 9:00 a.m., or any continuation of said hearing date at the Meeting Room of the United City of Yorkville Public Library, 902 Game Farm Road, Yorkville, Illinois, 60560 all of the following persons, documents, items and information, whether in your possession or in the possession of your agents or attorneys or other person under your control or at your direction:

1. The person of Valerie Burd.
2. The person of Rose Spears.
3. The person of Wally Werderich.
4. The person of Ardern Plocher.

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5. The person of Marty Munns.
6. The person of Robyn Sutcliffe.
7. The person of Gary Golinski.
8. The person of Brendon McLaughlin.
9. The person of Bart Olson.

Respectfully submitted,

FOX MORaine, LLC

By: /s/George Mueller  
One of its attorneys

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