

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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MAY 15 2009

STATE OF ILLINOIS  
Pollution Control Board

PEOPLE OF THE STATE OF ILLINOIS	)	
	)	
Complainant,	)	
	)	PCB 04-16
	)	(Enforcement - Air)
v.	)	
	)	
PACKAGING PERSONIFIED, INC., an	)	
Illinois Corporation	)	
Respondent.	)	

NOTICE OF FILING

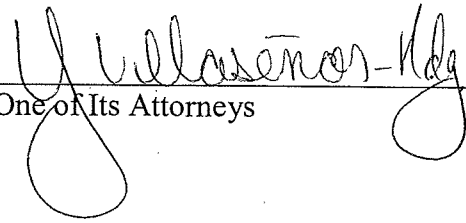
TO: Paula Wheeler  
Assistant Attorney General  
Environmental Bureau  
69 West Washington Street, 18<sup>th</sup> Floor  
Chicago, Illinois 60602

L. Nichole Cunningham  
Assistant Attorney General  
Environmental Bureau  
69 West Washington Street, 18<sup>th</sup> Floor  
Chicago, Illinois 60602

PLEASE TAKE NOTICE that on Friday, May 15, 2009, we filed the attached Respondent's Witness and Exhibit Lists via hand delivery with the Clerk of the Illinois Pollution Control Board, a copy of which is herewith served upon you.

Respectfully submitted,

PACKAGING PERSONIFIED, INC.

BY:   
One of Its Attorneys

Roy M. Harsch, Esq.  
Yesenia Villasenor-Rodriguez, Esq.  
Drinker Biddle & Reath LLP  
191 N. Wacker Drive - Suite 3700  
Chicago, Illinois 60606-1698  
(312) 569-1000

THIS FILING IS SUBMITTED ON RECYCLED PAPER

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PEOPLE OF THE STATE OF ILLINOIS )  
)  
Complainant, )  
)  
v. )  
)  
PACKAGING PERSONIFIED, Inc., )  
an Illinois Corporation, )  
)  
Respondent. )

PCB No. 04-016  
(Enforcement)

RESPONDENT'S WITNESS LIST

Packaging Personified (hereinafter, "Respondent"), by its attorneys, Drinker Biddle & Reath LLP, submits this witness list in accordance with the Hearing Officer's directive.

- 1. Dominic Imburgia, of Packaging Personified, Inc.
- 2. Joseph Imburgia, of Packaging Personified, Inc.
- 3. Timothy Piper, of Packaging Personified, Inc.
- 4. Richard Trzupsek, of Mostardi Platt Environmental
- 5. Christopher McClure, of Navigant Consulting

Respectfully submitted,

**PACKAGING PERSONIFIED, INC.**

By: Y. Villaseñor-Rodriguez  
One of its attorneys

Dated: May 15, 2009

Roy M. Harsch, Esq.  
Yesenia Villaseñor-Rodriguez, Esq.  
Drinker Biddle & Reath LLP  
191 N. Wacker Drive - Suite 3700  
Chicago, IL 60606-1698  
Telephone: (312) 569-1000  
Facsimile: (312) 569-3000

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS )  
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 Complainant, )  
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 v. )  
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 PACKAGING PERSONIFIED, Inc., )  
 an Illinois Corporation, )  
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 Respondent. )

PCB No. 04-016  
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RESPONDENT'S EXHIBIT LIST

Packaging Personified (hereinafter, "Respondent"), by its attorneys, Drinker Biddle & Reath LLP, submits this exhibit list in accordance with the Hearing Officer's directive.

1. Curriculum Vitae of Richard Trzupek
2. Richard Trzupek Expert Report dated February 3, 2009
3. Curriculum Vitae of Christopher McClure
4. Christopher McClure Expert Report dated February 3, 2009
5. *In the Matter of: Petition of Formel Industries, Inc. for an Adjusted Standard from 35 Ill. Adm. Code Section 218.401(a), (b) and (c) (the "Flexographic Printing Rule"), PCB AS 00-13 (January 18, 2001)*
6. *In the Matter of: Petition of Vonco Products, Inc. for an Adjusted Standard from 35 Ill. Adm. Code Sections 218.401(a), (b), and (c) (the "Flexographic Printing Rule"), PCB AS 00-12 (January 18, 2001)*
7. *In the Matter of: Petition of Bema Film Systems, Inc. for an Adjusted Standard from 35 Ill. Adm. Code Sections 218.401(a), (b) and (c) (the "Flexographic Printing Rule"), PCB AS 00-11 (January 18, 2001)*
8. Internal Illinois EPA Electronic Correspondence from David Bloomberg to Ed Bakowski dated June 6, 2001 Regarding Inspection Request
9. Illinois EPA Tier I Inspection Report dated November 29, 2001
10. Notice of Violation dated January 25, 2002

11. Packaging Personified Response to Illinois EPA Violation Notice A-2001-00318 dated March 19, 2002
12. December 16, 2002 Correspondence from Mark J. Steger to Illinois EPA Following September 26, 2002 Meeting with Enclosure of VOM Emission History for Press #4 and Press #5
13. Correspondence from Richard Trzupsek dated August 7, 2002 to Illinois EPA Submitting Packaging Personified's Annual Emission Reports for 1995 - 2001
14. Illinois EPA Correspondence dated July 3, 2002 Regarding CAAPP Application Completeness Determination
15. 2002 Draft FESOP for Packaging Personified
16. Packaging Personified CAAPP Application dated November 25, 2002
17. Packaging Personified Correspondence dated March 4, 2003 Submitting Construction Permit Application for New Press and RTO
18. Correspondence from Mark Steger to Christopher Grant Regarding Installation Dates for Four Presses and MSDS for Inks
19. Correspondence from Mark Steger to Christopher Grant dated May 2, 2003 Regarding Additional Information Per March 20, 2003 Meeting
20. Illinois EPA's June 2, 2003 Permit Denial of March 2003 Construction Permit
21. Correspondence from Richard Trzupsek dated March 31, 2003 Regarding VOM Emissions Testing for Press #5 Control System
22. Illinois EPA Handwritten Notes of Packaging Personified Meeting with Attorney General's Office dated April 20, 2003
23. Illinois EPA Internal Electronic Correspondence from Jackie Neuber to Hank Naour Regarding Subpart KK Facilities Under the Radar dated May 27, 2003
24. Correspondence from Mark J. Steger to Illinois EPA dated June 12, 2003 Submitting Seasonal Emission Reports for 2000-2002
25. Internal Illinois EPA Electronic Correspondence from Maureen Wozniak to Yasmine Keppner dated June 16, 2003 Regarding Packaging Personified
26. Illinois EPA Construction Permit Issued on August 13, 2003
27. Correspondence from Ship & Shore to Packaging Personified dated October 29, 2003 Regarding Cost Estimate for Operation and Maintenance of RTO

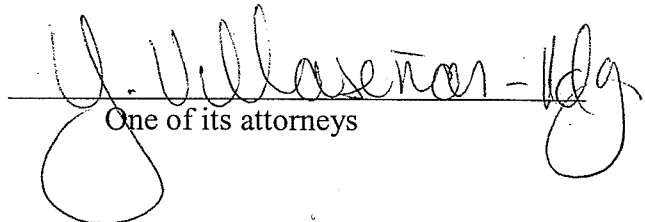
28. ARI Stack Test Report dated February 26, 2004
29. Internal Illinois EPA Electronic Correspondence from Kevin Mattison to Yasmine Keppner and Maureen Wozniak dated June 25, 2004 Regarding Draft Review
30. Internal Illinois EPA Electronic Correspondence from David Bloomberg to Yasmine Keppner and Maureen Wozniak dated August 4, 2004 Regarding Packaging Personified Permit
31. Internal Illinois EPA Electronic Correspondence from John Blazis to Yasmine Keppner dated September 2, 2004 Regarding Denial of Construction Permit Due to Construction Fees
32. Correspondence dated August 20, 2004 from Mark J. Steger of Holland & Knight LLC to Illinois Environmental Protection Agency ("Illinois EPA") with Proposed Compliance Commitment Agreement ("CCA")
33. Correspondence from Richard Trzupsek dated August 30, 2004 to Illinois EPA Regarding Revised Packaging Personified CCA
34. August 30, 2004 Correspondence from Richard Trzupsek with Packaging Personified Application for Federally Enforceable State Operating Permit dated September 2004
35. Packaging Personified Correspondence from Richard Trzupsek to Illinois EPA dated October 11, 2004 Submitting Compliance Certification
36. Packaging Personified Correspondence from Richard Trzupsek to Illinois EPA dated October 15, 2004 Submitting VOM Usage & Emission Data
37. Illinois EPA Correspondence dated October 19, 2004 Rejecting Packaging Personified's CCA
38. Illinois EPA Correspondence dated October 26, 2004 Regarding Intent to Pursue Legal Action
39. Packaging Personified February 6, 2006 Request for Construction Permit and FESOP Modification
40. Illinois EPA Calculation Sheet dated May 2, 2006
41. Illinois EPA Project Summary for Construction Application dated July 20, 2006
42. Illinois EPA Construction Permit Issued on October 10, 2006
43. Correspondence from Richard Trzupsek to Patrick McGrath of Navigant Consulting dated June 11, 2007 Regarding Control Cost Analysis

44. Correspondence from Ship & Shore to Packaging Personified Regarding Cost for Used Oxidizer dated June 15, 2007
45. Internal Illinois EPA Electronic Correspondence from Yasmine Keppner to David Bloomberg and Maureen Wozniak dated August 16, 2007 Regarding Packaging Personified SERs Report Follow-Up
46. Illinois EPA Permit Withdrawn Record dated November 26, 2008
47. Illinois EPA Handwritten Notes Regarding Packaging Personified Presses dated March 3, 2009
48. Illinois EPA Correspondence dated April 14, 2009 regarding FESOP Application and Request for Information/Incompleteness
49. Correspondence from Richard Trzupsek Regarding Response to Illinois EPA's Request for More Information dated May 13, 2009
50. Packaging Personified Correspondence from Timothy Piper to Illinois EPA dated May 13, 2009 regarding ERMS Program and Revised Seasonal Emission Reports for Years 2000 – 2004
51. Packaging Personified Environmental Record Book for 2008 (Provided on CD-Rom)
52. Packaging Personified ERMS for 2006-2008
53. April 8, 2009 Electronic Print Out for Oxidizer
54. April 8, 2009 Electronic Print Out of Auto-report for Press 6

Respectfully submitted,

**PACKAGING PERSONIFIED, INC.**

By:

  
One of its attorneys

Dated: May 15, 2009

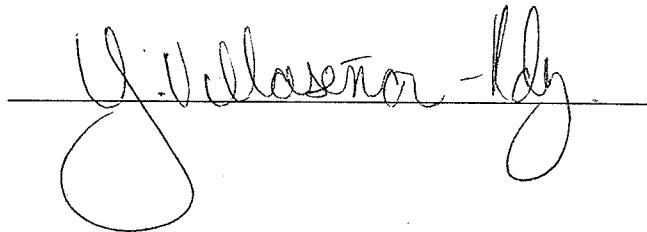
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Telephone: (312) 569-1000  
Facsimile: (312) 569-3000  
CH01/25341557.1

**CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing **Respondent's Witness and Exhibit Lists** were filed via hand delivery with the Clerk of the Illinois Pollution Control Board and served upon the parties below by U.S. First Class Mail on **Friday, May 15, 2009**.

Paula Wheeler  
Assistant Attorney General  
Environmental Bureau  
69 West Washington Street - 18<sup>th</sup> Floor  
Chicago, IL 60602

L. Nichole Cunningham  
Assistant Attorney General  
Environmental Bureau  
69 West Washington Street - Street, 18<sup>th</sup> Floor  
Chicago, IL 60602

A handwritten signature in black ink, appearing to read "J. Villaseñor-Rodriguez", is written over a horizontal line. The signature is cursive and includes a large loop at the end.

**THIS FILING IS SUBMITTED ON RECYCLED PAPER**