### **BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
<b>v</b> .	)	PCB 04-016
	)	(Enforcement - Air)
PACKAGING PERSONIFIED, INC., an	)	,
Illinois corporation,	)	
	)	
Respondent.	)	

TO

#### **NOTICE OF ELECTRONIC FILING**

10:	
Bradley Halloran	John A. Simon
Hearing Officer	Roy M. Harsch
Illinois Pollution Control Board	Drinker, Biddle & Reath LLP
100 W. Randolph Street, 11 <sup>th</sup> Floor	191 N. Wacker Drive, Suite 3700
Chicago, IL 60601	Chicago, IL 60606-1698

PLEASE TAKE NOTICE that on October 19, 2012, we electronically filed with the Illinois Pollution Control Board the People's Amended Motion to Compel, a true and correct copy of which is attached and hereby served upon you.

Respectfully submitted,

LISA MADIGAN Attorney General of the State of Illinois

By:

L. Nichole Cunningham () Christopher Grant Assistant Attorneys General Environmental Bureau North Illinois Attorney General's Office 69 West Washington Street, Suite 1800 Chicago, Illinois 60601 Tel: 312.814.3532/5388

#### BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,	)	
Complainant,	) )	
<b>v</b> .	)	PCB 04-16
PACKAGING PERSONIFIED, INC., an Illinois corporation,	) ) )	(Enforcement - Air)
Respondent.	)	

#### AMENDED MOTION TO COMPEL

NOW COMES Complainant, PEOPLE OF THE STATE OF ILLINOIS, by LISA MADIGAN, Attorney General of the State of Illinois, and, pursuant to 35 Ill. Adm. Code 101.616, respectfully requests that the Hearing Officer direct Respondent PACKAGING PERSONIFIED, INC. ("PPI") to produce all responsive documents, in accordance with Illinois Supreme Court discovery rules and the procedural requirements of the Illinois Pollution Control Board ("Board"). In support thereof, Complainant states as follows:

### I. BACKGROUND

On August 30, 2012, the People filed with the Board a Motion to Compel PPI to respond to the People's Interrogatories No. 3, 4, 5, 6, 8, 9, 12, and 13, and Production Requests No. 4, 5, 10, and 11. The People have worked with PPI to obtain supplemental responses to these interrogatories and production requests. Despite the fact that some responses are still ambiguous, the People have determined not to renew the August 30<sup>th</sup> Motion to Compel on any request except Production Request No. 10. The parties have not been able to resolve their dispute related to PPI's tax returns despite reasonable attempts to resolve the differences. Therefore, the People herein amend the August 30<sup>th</sup> Motion to Compel to limit the request to the

Hearing Officer to the production of PPI's complete tax returns, as requested by the People in Production Request No. 10.

### II. DISCOVERY STANDARDS

The Board's Procedural Rules allow discovery of: "All relevant information and information calculated to lead to relevant information...." 35 Ill. Adm. Code 101.616. Supreme Court Rule 201 provides:

(1) *Full Disclosure Required.* Except as provided in these rules, a party may obtain by discovery full disclosure regarding any matter relevant to the subject matter involved in the pending action, whether it relates to the claim or defense of the party seeking disclosure or of any other party....

Discovery is intended to be a mechanism for the ascertainment of truth, for the purpose of promoting either a fair settlement or a fair trial. Ostendorf v. International Harvester Company, 89 Ill. 2d 273, 282 (1982). "Fractional disclosure" is improper. Id.

### III. MOTION TO COMPEL PRODUCTION OF RESPONDENT'S TAX RETURNS

As noted in the People's August 30<sup>th</sup> Motion to Compel, Respondent has refused to produce complete tax returns as requested. The People's Production Request No. 10 seeks the following: *Packaging Personified, Inc.'s federal tax returns, including all schedules, for the years 1995 through 2004.* Respondent claims it does not have to disclose the tax returns based on a lack of relevance, and, in its Supplemental Responses, because the tax returns contain "business and personal confidential information." (*See Ex. A R's Answer's to C's Int. & R to P.,* R. to Doc. Prod. 10, and Ex. C *PPI's Oct. 12 Ltr.*, pg. 2.)

The Board has directed that the parties explore the economic impact of a hypothetical scenario in which PPI attempted to accommodate the entire production of Press No. 4 and Press No. 5 on one press for the entire period of March 15, 1995 to February 26, 2004. PPI has been

unable to produce nearly all of the documents the People have requested that would shed light on this economic inquiry. PPI does not have production records or ink purchasing records for the period from 1995 to 2004. (See Ex. A, R's Answer's to C's Int. & R to P., Ex. B. Suppl. Answers and Ex. C PPI's Oct. 12 Ltr, as related to Interr. 3, 4, 5 6, 12 & 13.) PPI does not have any data on the printing jobs that were run from March 15, 1995 to February 26, 2004 on the two presses, including the when the jobs were received and delivered and the costs associated with them. (See Ex. A, R's Answer's to C's Int. & R to P., Ex. B. Suppl. Answers and Ex. C PPI's Oct. 12 Ltr, as related to Interr. R. 8 & 9.) PPI does not have information on the personnel costs required to run those printing jobs. (See Ex. A, R's Answer's to C's Int. & R to P., Ex. B. Suppl. Answers and Ex. C PPI's Oct. 12 Ltr, as related to Interr. R. 7.) However, PPI does have the company's tax returns for the relevant period. These are virtually the only documents that were created during the relevant time period that are still in the possession of Respondent. PPI has conceded to disclosure the tax returns if redacted to include a single number, gross revenues. However, that The complete tax returns contain additional, highly relevant information is not enough. information related to sales, profits, labor costs, utility costs, changes in labor/utility costs, deductions, any capital expenditures on the presses or tunnel dryer, and other items. The People are entitled to explore all information within the complete tax, which contain information relevant to the questions at issue in the Supplement Hearing.

Furthermore, Respondent's own expert, Richard Trzupek, relies on PPI's revenues during the period from 1995 through 2004 in his written opinion, even citing each year's annual sales. Therefore, regardless of the People's independent and valid reasons for seeking the tax returns, PPI has brought this issue into the case. Complainant is now entitled to the most reliable verification of revenues, i.e. Respondent's complete tax returns.

Finally, PPI objects to the disclosure of the complete tax returns because the information could have "business and personal confidential information." (See Ex. C PPI's Oct. 12 Ltr., pg. 2). However, this characterization of the tax returns is inappropriate. The tax returns do not contain any trade secrets or other confidential business information, nor is the request for the tax returns an inquiry into the personal information of corporate officers. These are the *financial* records of the company during the relevant period of time. The tax returns are the most verifiable and reputable source of the financial information contained therein, as they were not produced in preparation of trial but by the company at the time when the information was available and for the federal government. The entire inquiry at the Supplemental Hearing is the economic benefit, or lack thereof, to PPI based on the plant operation during the relevant period. The financial documentation of the company through that period is highly relevant, impersonal, and not confidential in the context of adjudicatory proceedings on the economic impact of the certain decisions during that time.

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Hearing Officer:

1. Order the Respondent to produce complete tax returns, with all schedules and attachments, for the years 1995 through 2004, as requested by the People in Production Request No. 10; and

2. Order such other relief as the Hearing Officer deems appropriate.

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RESPECTFULLY SUBMITTED,

PEOPLE OF THE STATE OF ILLINOIS by LISA MADIGAN, Attorney General of the State of Illinois

MATTHEW J. DUNN, Chief Environmental Enforcement/Asbestos Litigation Division

BY: JNNINGHĂM

Environmental Bureau Assistant Attorney General Illinois Attorney General's Office 69 W. Washington Street, #1800 Chicago, Illinois 60602 (312) 814-3532

Dated: October 19, 2012

### **CERTIFICATE OF SERVICE**

I, LORREN NICHOLE CUNNINGHAM, an Assistant Attorney General for the State of Illinois,

certify that on the 19th day of October, 2012, I caused to be served the foregoing AMENDED

MOTION TO COMPEL, by e-mail and U.S. mail to the following:

Bradley Halloran Hearing Officer Illinois Pollution Control Board 100 W. Randolph Street, 11<sup>th</sup> Floor Chicago, IL 60601

John A. Simon Roy M. Harsch Drinker, Biddle & Reath 191 N. Wacker Drive, Suite 3700 Chicago, IL 60606

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L. NICHOLE CUNNINGHAM

#### **BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

PEOPLE OF THE STATE OF ILLINOIS,
Complainant,
<b>v.</b> ,
PACKAGING PERSONIFIED, INC., an Illinois Corporation,

Respondent.

PCB 04-16 (Enforcement – Air)

#### RESPONDENT PACKAGING PERSONIFIED, INC.'S ANSWERS TO COMPLAINANT'S INTERROGATORIES AND REQUEST FOR THE PRODUCTION OF DOCUMENTS

Respondent, Packaging Personified, Inc., by its attorneys, Drinker Biddle & Reath LLP, responds and objects to Complainant's Interrogatories and Request for Production as follows:

#### **INTRODUCTORY STATEMENT**

1. Documents, as described and subject to the objections below, will be available for inspection and copying at the offices of Packaging Personified, Inc., at a mutually convenient time agreed to by the parties.

2. Packaging Personified expressly reserves the right at any time to supplement or amend the answers provided herein, but Packaging Personified undertakes no obligation to do so beyond the requirements of 35 Illinois Administrative Code 101.616(h).

#### **GENERAL OBJECTIONS**

1. Packaging Personified objects to these Interrogatories and Document Requests because they are duplicative of Interrogatories and Document Requests already served on Packaging and to which Packaging already responded.

2. Packaging Personified objects to these Interrogatories and Document Requests because they vastly exceed the narrow scope of the factual issues relevant to the measurement of

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the economic benefit, if any, to Packaging which is the only evidentiary issue for the supplemental hearing in this matter.

3. Packaging Personified objects to these Interrogatories and Document Requests as they are inconsistent with or seek to impose requirements beyond the scope of the Illinois Code of Civil Procedure, the Illinois Supreme Court Rules, and Illinois Pollution Control Board regarding discovery.

4. Packaging Personified objects to these Interrogatories and Document Requests as they seek information that is protected from disclosure by privilege or other grounds for withholding information from discovery including, but not limited to, the attorney-client privilege, the work product doctrine or other privilege.

5. Packaging Personified objects to these Interrogatories and Document Requests as they seek information that is highly confidential, personal, proprietary, trade secrets, or otherwise commercially sensitive.

6. Packaging Personified objects to these Interrogatories and Document Requests as they are overly broad, vague, ambiguous, unduly burdensome, and not relevant or reasonably calculated to lead to the discovery of admissible evidence.

7. Packaging Personified objects to these Interrogatories and Document Requests as they seek documents and information equally available to the State of Illinois as to Packaging Personified.

8. Packaging Personified's responses to these Interrogatories and Document Requests are made without waiver and with the express reservation of:

(a) all questions as to the competence, relevance, materiality and admissibility as
 evidence for any purpose of the information or documents, or the subject matter

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thereof, in any aspect of this or any other action, arbitration, proceeding or investigation;

- (b) the right to object on any ground to the use of any such documents or information, or the subject matter thereof, in any aspect of this or any other action, arbitration, proceeding or investigation;
- (c) the right to object at any time to a demand for any further response to this or any other interrogatories, request to admit or request for the production of documents.
- 9. Each of the following responses is made subject to and without waiver of the

### foregoing General Objections.

#### ANSWERS TO INTERROGATORIES

#### Interrogatory No. 1.

Please identify each and every fact witness who may be called by Respondent as a witness in any hearing in this matter, and state his or her area of knowledge.

ANSWER: Dominic Imburgia and Joseph Imburgia have knowledge of the business of

Packaging Personified during the 1995-2004 time period relevant to the supplemental hearing.

#### Interrogatory No. 2

Please identify each and every opinion witness who may be called by Respondent as a witness at any hearing in this matter, and state:

a) his or her area of knowledge;

b) the subject matter on which the opinion witness will testify;

c) the conclusions and opinions of the opinion witness and the bases therefore;

d) the qualifications of the opinion witness;

ANSWER: Richard Trzupek and Chris McClure. Packaging will supplement its

response to this Interrogatory on August 9, 2012 per the July 3, 2012 Scheduling Order.

#### Interrogatory No. 3

For each month from January 1, 1995 through December 31, 2002, identify the quantity of substrate printed on Press No. 4.

**ANSWER:** Packaging does not have production records for the period covered by this Interrogatory. Pursuant to Illinois Supreme Court Rule 213(e), responsive information may be found in Packaging records reflecting annual costs for materials used in production and annual sales figures, which are available for review and copying.

#### Interrogatory No. 4

For each month from January 1, 1995 through December February 1, 2004, identify the quantity of substrate printed on Press No. 5.

**ANSWER:** Packaging does not have production records for the period covered by this Interrogatory. Pursuant to Illinois Supreme Court Rule 213(e), responsive information may be found in Packaging records reflecting annual costs for materials used in production and annual sales figures, which are available for review and copying.

#### Interrogatory No. 5

For each month from January 1, 1995 through December 31, 2002, identify the volume, VOM content, and name of each printing ink used on Press No. 4.

ANSWER: Packaging does not have the ink purchasing records for the period covered by this interrogatory. Packaging continues to use the same inks it used during the time period covered by this interrogatory. The VOM content of these same inks has varied little, if at all. The volume of ink Packaging used in the years covered by this Interrogatory was, however, much lower, particularly in the earlier years when its volume of business was much lower.

#### Interrogatory No. 6

For each month from March 1, 1995 through February 1, 2004, identify the volume, VOM content, and name of each printing ink used on Press No. 5.

**ANSWER:** Packaging does not have the ink purchasing records for the period covered by this interrogatory. Packaging continues to use the same inks it used during the time period covered by this interrogatory. The VOM content of these same inks has varied little, if at all. The volume of ink Packaging used in the years covered by this Interrogatory was, however, much lower, particularly in the earlier years when its volume of business was much lower.

#### Interrogatory No. 7

Identify each employee who worked for Respondent from March 15, 1995 through February 1, 2004, and state:

- a. The responsibilities of the employee;
- b. The shift to which the employee was assigned;
- c. Starting and ending dates of employment for the employee; and
- b. Total compensation paid to the employee, including hourly rate or salary, benefits, overtime, and government required employee payments such as unemployment and workers compensation cost.

ANSWER: Packaging objects to this Interrogatory. Packaging actually saved money on

personnel when it shut down Press 4 in 2002 and shifted production to Press 5. Nevertheless,

Packaging is not seeking to offset any economic benefit with a claim of cost savings by virtue of

compliance. Thus, information responsive to this Interrogatory could have no possible relevance

to the measure of economic benefit, if any, at issue in the supplemental hearing.

#### Interrogatory No. 8

Identify each printing job run on Press No. 4 during the period March 15, 1995 through December 31, 2002, and state:

- a. the date the order was received from the printing customer;
- b. the date delivery of the job was promised;
- c. the date the finished job was delivered to the printing customer;
- d. the dollar value of the labor required to complete the printing order;
- e. the gross revenue realized by Packaging Personified Inc. from the printing job;
- f. the net profit realized by Packaging Personified, Inc. from the printing job.

**ANSWER:** Packaging does not have production records for the period covered by this Interrogatory. Pursuant to Illinois Supreme Court Rule 213(e), responsive information may be found in Packaging records reflecting annual costs for materials used in production and annual sales figures, which are available for review and copying.

#### Interrogatory No. 9

Identify each printing job run on Press No. 5 during the period March 15, 1995 through February 1, 2004, and state:

- a. the date the order was received from the printing customer;
- b. the date delivery of the job was promised;
- c. the date the finished job was delivered to the printing customer
- d. the dollar value of the labor required to complete the printing order.
- e. the gross revenue realized by Packaging Personified Inc. from the printing job.
- f. the net profit realized by Packaging Personified, Inc. from the printing job.

ANSWER: Packaging does not have production records for the period covered by this

Interrogatory. Pursuant to Illinois Supreme Court Rule 213(e), responsive information may be

found in Packaging records reflecting annual costs for materials used in production and annual

sales figures, which are available for review and copying.

#### Interrogatory No. 10

Describe the procedures required to switch Presses 4 and 5 from one printing job to another, and state the amount of time required for such a changeover.

ANSWER: It took no time to change over production from Press 4 to Press 5. Set up

time on Press 5 was much shorter than set up time on Press 4. Press 5 printed approximately

30% faster than Press 4.

#### Interrogatory No. 11

Identify all persons, including vendors, contractors, employees or agents involved with or responsible for the maintenance and repair of Presses No. 4 and 5 from March 15, 1995 through February 9, 2004.

ANSWER: Gary Peletier with a last known telephone number (630) 918-1038

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#### Interrogatory No. 12

For each month from March 15, 1995 through December 31, 2002, state the number of hours that Press No. 4 operated.

**ANSWER:** Packaging does not have production records for the period covered by this Interrogatory. Pursuant to Illinois Supreme Court Rule 213(e), responsive information may be found in Packaging records reflecting annual costs for materials used in production and annual sales figures, which are available for review and copying.

#### Interrogatory No. 13

For each month from March 15, 1995 through February 9, 2004, state the number of hours that Press No. 5 operated.

**ANSWER:** Packaging does not have production records for the period covered by this Interrogatory. Pursuant to Illinois Supreme Court Rule 213(e), responsive information may be found in Packaging records reflecting annual costs for materials used in production and annual sales figures, which are available for review and copying.

#### Interrogatory No. 14

Identify each modification, upgrade, or repair made to Press No. 5 between March 15, 1995 and February 9, 2004

**ANSWER:** There were no modifications, upgrades or major repairs to Press No. 5

during this time period.

#### Interrogatory No. 15

With regard to Packaging Personified Inc, for each year from 1995 through 2004, please identify:

- a. Each owner of the company, and the share of ownership held;
- b. The total compensation received by each owner of the company for each year from 1995 through 2004; and
- c. Whether the company was classified by the Internal Revenue Service as a subchapter C or subchapter S corporation for the relevant tax year.

ANSWER: a. Dominic Imburgia 70%; Phylis Muccianti 30%.

- b. Objection to the relevance of this confidential personal information.
- c. Subchapter C (1995-1999); Subchapter S (2000-2004).

#### Interrogatory No. 16

State each fact that supports Packaging Personified Inc.'s claim that the "tunnel dryer" system on Press No. 5 constitutes a VOM capture and control device.

ANSWER: These facts are included in the Expert Report and Testimony of Richard

Trzupek at the hearing in this matter and will be supplemented by his Supplemental Report on

August 9, 2012. Further answering pursuant to Supreme Court Rule 213(e), responsive

information may be gathered from the documents produced by Packaging.

#### **RESPONSES TO FIRST REQUEST FOR PRODUCTION OF DOCUMENTS**

1. All documents relating to the purchase and operation of Press No. 4, including sales and promotional materials provided by the Press manufacturer or supplier, blueprints and other technical drawings, maintenance records, diagrams, and operating logs.

ANSWER: Packaging does not have operating logs or maintenance records for Press 4

for the relevant 1995-2004 time period. Press 4 manufacturer materials in the possession of

Packaging are available for inspection and copying.

2. All documents relating to maintenance, modification, or repair of Press No. 4 from the date of installation through December 31, 2002.

**ANSWER:** Packaging does not have any responsive documents.

3. Daily operating logs or records for Press No. 4 from March 15, 1995 through December 31, 2002.

ANSWER: Packaging does not have documents responsive to this Request.

4. All documents relating to Press No. 5, including sales and promotional materials provided by the Press manufacturer or supplier, blueprints and other technical drawings, maintenance records, diagrams, and operating logs.

ANSWER: Packaging does not have operating logs or maintenance records for Press 5 for the relevant 1995-2004 time period. Press 5 manufacturer materials in the possession of Packaging are available for inspection and copying.

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5. All documents relating to maintenance, modification, or repair of Press No. 5 from the date of its installation thorough its 2004 connection to the RCO control device.

ANSWER: Packaging does not have records responsive to this Request.

6. Daily operating logs and records for Press No. 5 from March 15, 1995 through February 9, 2004.

ANSWER: Packaging does not have records responsive to this Request.

7. All documents relating to Packaging Personified, Inc.'s business relationship with Huff & Huff Incorporated, including letters, reports, electronic correspondence, invoices and checks.

ANSWER: Records responsive to this Request in Packaging's possession and control

are available for review and copying.

8. All documents relating to Packaging Personified, Inc.'s business relationship with Mostardi Platt Environmental, including letters, reports, electronic correspondence, invoices and checks.

**ANSWER:** Records responsive to this Request in Packaging's possession and control

are available for review and copying.

9. All documents not produced in response to Requests 5 and 6 above, relating to Packaging Personified, Inc.'s business relationship with Richard Trzupek, including letters, reports, electronic correspondence, invoices and checks.

**ANSWER:** Packaging has no records responsive for this Request.

10. Packaging Personified, Inc.'s federal tax returns, including all schedules, for the years 1995 through 2004.

**ANSWER:** Packaging objects to this Request based upon the lack of relevance of its

federal tax returns to the matter at issue in the supplemental hearing.

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11. All documents referencing or relating to the "tunnel dryer" system on Press No. 5.

ANSWER: Documents responsive to this Request in the possession and control of Packaging are available for review and copying.

Dated: July 30, 2012

Respectfully submitted,

PACKAGING PERSONIFIED, INC.

BY: \_\_\_\_\_\_

One of Its Attorneys

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

#### **VERIFICATION**

Pursuant to Illinois Supreme Court Rule 213 and 214, and under penalties as provided by law pursuant to Section 1-109 of the Illinois Code of Civil Procedure, the undersigned certifies that he has read the foregoing Respondent Packaging Personified, Inc.'s Answers to Complainant's Interrogatories and Request for the Production of Documents; and that, subject to the objections interposed by counsel, the responses given therein are true, correct, and complete, to the best of his knowledge, information and belief.

7-30-2012 Joseph Imburgia

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#### **CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing Respondent Packaging Personified, Inc.'s Answers to Complainant's Interrogatories and Request for the Production of Documents was served upon the parties below by electronic mail and U.S. First Class Mail on July 30, 2012:

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

> Christopher J. Grant Assistant Attorney General Environmental Bureau 69 West Washington Street, 18<sup>th</sup> Floor Chicago, Illinois 60602 cgrant@atg.state.il.us

John A. Simon

#### **BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

PEOPLE OF THE STATE OF ILLINOIS,

Complainant,

PCB 04-16 (Enforcement – Air)

PACKAGING PERSONIFIED, INC., an Illinois Corporation,

Respondent.

#### RESPONDENT PACKAGING PERSONIFIED, INC.'S SUPPLEMENTAL ANSWERS TO COMPLAINANT'S INTERROGATORIES AND REQUEST FOR THE PRODUCTION OF DOCUMENTS

Respondent, Packaging Personified, Inc., by its attorneys, Drinker Biddle & Reath LLP, supplements its prior responses and objections to Complainant's Interrogatories and Request for Production as follows:

#### **INTRODUCTORY STATEMENT**

1. Documents, as described and subject to the objections below, will be available for inspection and copying at the offices of Packaging Personified, Inc., at a mutually convenient time agreed to by the parties.

<u>SUPPLEMENT</u>: Documents were made available to Complainant on August 23, 2012 at the Packaging facility and thereafter at the law office of Packaging's counsel. Additional documents will be made available at the Carol Stream facility.

2. Packaging Personified expressly reserves the right at any time to supplement or amend the answers provided herein, but Packaging Personified undertakes no obligation to do so beyond the requirements of 35 Illinois Administrative Code 101.616(h).

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#### **GENERAL OBJECTIONS**

1. Packaging Personified objects to these Interrogatories and Document Requests because they are duplicative of Interrogatories and Document Requests already served on Packaging and to which Packaging already responded.

2. Packaging Personified objects to these Interrogatories and Document Requests because they vastly exceed the narrow scope of the factual issues relevant to the measurement of the economic benefit, if any, to Packaging which is the only evidentiary issue for the supplemental hearing in this matter.

3. Packaging Personified objects to these Interrogatories and Document Requests as they are inconsistent with or seek to impose requirements beyond the scope of the Illinois Code of Civil Procedure, the Illinois Supreme Court Rules, and Illinois Pollution Control Board regarding discovery.

4. Packaging Personified objects to these Interrogatories and Document Requests as they seek information that is protected from disclosure by privilege or other grounds for withholding information from discovery including, but not limited to, the attorney-client privilege, the work product doctrine or other privilege.

<u>SUPPLEMENT</u>: Packaging does not withhold any responsive document on the basis of attorney-client or attorney work product privilege.

5. Packaging Personified objects to these Interrogatories and Document Requests as they seek information that is highly confidential, personal, proprietary, trade secrets, or otherwise commercially sensitive.

<u>SUPPLEMENT</u>: Packaging is only withholding tax returns that contain personal financial information pursuant to this objection.

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6. Packaging Personified objects to these Interrogatories and Document Requests as they are overly broad, vague, ambiguous, unduly burdensome, and not relevant or reasonably calculated to lead to the discovery of admissible evidence.

7. Packaging Personified objects to these Interrogatories and Document Requests as they seek documents and information equally available to the State of Illinois as to Packaging Personified.

8. Packaging Personified's responses to these Interrogatories and Document Requests are made without waiver and with the express reservation of:

- (a) all questions as to the competence, relevance, materiality and admissibility as evidence for any purpose of the information or documents, or the subject matter thereof, in any aspect of this or any other action, arbitration, proceeding or investigation;
- (b) the right to object on any ground to the use of any such documents or information, or the subject matter thereof, in any aspect of this or any other action, arbitration, proceeding or investigation;
- (c) the right to object at any time to a demand for any further response to this or any other interrogatories, request to admit or request for the production of documents.

9. Each of the following responses is made subject to and without waiver of the foregoing General Objections.

#### ANSWERS TO INTERROGATORIES

#### Interrogatory No. 1

Please identify each and every fact witness who may be called by Respondent as a witness in any hearing in this matter, and state his or her area of knowledge.

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ANSWER: Dominic Imburgia and Joseph Imburgia have knowledge of the business of Packaging Personified during the 1995-2004 time period relevant to the supplemental hearing.

SUPPLEMENTAL ANSWER: Dominic Imburgia and Joseph Imburgia will testify that Press #5 had capacity to print all the production of Press #4 and #5 for the years 1995-2002 and that Press #5 did print all the production in 2003. Further, they will testify that Packaging actually realized an economic savings as a result of shutting down Press #4 and shifting all the production to Press #5 in 2002-2003.

#### Interrogatory No. 2

Please identify each and every opinion witness who may be called by Respondent as a witness at any hearing in this matter, and state:

a) his or her area of knowledge;

b) the subject matter on which the opinion witness will testify;

c) the conclusions and opinions of the opinion witness and the bases therefore;

d) the qualifications of the opinion witness;

**ANSWER:** Richard Trzupek and Chris McClure. Packaging will supplement its response to this Interrogatory on August 9, 2012 per the July 3, 2012 Scheduling Order.

SUPPLEMENTAL ANSWER: Please see the August 9, 2012 expert report of Richard

Trzupek and Chris McClure.

#### Interrogatory No. 3

For each month from January 1, 1995 through December 31, 2002, identify the quantity of substrate printed on Press No. 4.

ANSWER: Packaging does not have production records for the period covered by this Interrogatory. Pursuant to Illinois Supreme Court Rule 213(e), responsive information may be

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found in Packaging records reflecting annual costs for materials used in production and annual sales figures, which are available for review and copying.

SUPPLEMENTAL ANSWER: Utilizing Respondent's Exhibits 12, 13 and 49 from the June 2009 Hearing in this matter, Packaging is able to recreate data responsive to this Interrogatory based upon the stated assumptions which are presented it in the spreadsheet attached hereto as Exhibit A.

#### Interrogatory No. 4

For each month from January 1, 1995 through December February 1, 2004, identify the quantity of substrate printed on Press No. 5.

ANSWER: Packaging does not have production records for the period covered by this Interrogatory. Pursuant to Illinois Supreme Court Rule 213(e), responsive information may be found in Packaging records reflecting annual costs for materials used in production and annual sales figures, which are available for review and copying.

**SUPPLEMENTAL ANSWER:** Utilizing Respondent's Exhibits 12, 13 and 49 from the June 2009 Hearing in this matter, Packaging is able to recreate data responsive to this Interrogatory based upon the stated assumptions which are presented it in the spreadsheet attached hereto as Exhibit A.

#### Interrogatory No. 5

For each month from January 1, 1995 through December 31, 2002, identify the volume, VOM content, and name of each printing ink used on Press No. 4.

ANSWER: Packaging does not have the ink purchasing records for the period covered by this interrogatory. Packaging continues to use the same inks it used during the time period covered by this interrogatory. The VOM content of these same inks has varied little, if at all. The volume of ink Packaging used in the years covered by this Interrogatory was, however, much lower, particularly in the earlier years when its volume of business was much lower.

SUPPLEMENTAL ANSWER: : Utilizing Respondent's Exhibits 12, 13 and 49 from the June 2009 Hearing in this matter, Packaging is able to recreate data responsive to this Interrogatory based upon the stated assumptions which are presented it in the spreadsheet attached hereto as Exhibit A.

#### Interrogatory No. 6

For each month from March 1, 1995 through February 1, 2004, identify the volume, VOM content, and name of each printing ink used on Press No. 5.

ANSWER: Packaging does not have the ink purchasing records for the period covered by this interrogatory. Packaging continues to use the same inks it used during the time period covered by this interrogatory. The VOM content of these same inks has varied little, if at all. The volume of ink Packaging used in the years covered by this Interrogatory was, however, much lower, particularly in the earlier years when its volume of business was much lower.

SUPPLEMENTAL ANSWER: Utilizing Respondent's Exhibits 12, 13 and 49 from the June 2009 Hearing in this matter, Packaging is able to recreate data responsive to this Interrogatory based upon the stated assumptions which are presented it in the spreadsheet attached hereto as Exhibit A

#### Interrogatory No. 7

Identify each employee who worked for Respondent from March 15, 1995 through February 1, 2004, and state:

- a. The responsibilities of the employee;
- b. The shift to which the employee was assigned;
- c. Starting and ending dates of employment for the employee; and
- b. Total compensation paid to the employee, including hourly rate or salary, benefits, overtime, and government required employee payments such as unemployment and workers compensation cost.

ANSWER: Packaging objects to this Interrogatory. Packaging actually saved money on personnel when it shut down Press #4 in 2002 and shifted production to Press #5. Nevertheless, Packaging is not seeking to offset any economic benefit with a claim of cost savings by virtue of compliance. Thus, information responsive to this Interrogatory could have no possible relevance to the measure of economic benefit, if any, at issue in the supplemental hearing.

#### Interrogatory No. 8

Identify each printing job run on Press No. 4 during the period March 15, 1995 through December 31, 2002, and state:

- a. the date the order was received from the printing customer;
- b. the date delivery of the job was promised;
- c. the date the finished job was delivered to the printing customer;
- d. the dollar value of the labor required to complete the printing order;
- e. the gross revenue realized by Packaging Personified Inc. from the printing job;
- f. the net profit realized by Packaging Personified, Inc. from the printing job.

ANSWER: Packaging does not have production records for the period covered by this

Interrogatory. Pursuant to Illinois Supreme Court Rule 213(e), responsive information may be

found in Packaging records reflecting annual costs for materials used in production and annual

sales figures, which are available for review and copying.

#### Interrogatory No. 9

Identify each printing job run on Press No. 5 during the period March 15, 1995 through February 1, 2004, and state:

- a. the date the order was received from the printing customer;
- b. the date delivery of the job was promised;
- c. the date the finished job was delivered to the printing customer
- d. the dollar value of the labor required to complete the printing order.
- e. the gross revenue realized by Packaging Personified Inc. from the printing job.
- f. the net profit realized by Packaging Personified, Inc. from the printing job.

ANSWER: Packaging does not have production records for the period covered by this

Interrogatory. Pursuant to Illinois Supreme Court Rule 213(e), responsive information may be

found in Packaging records reflecting annual costs for materials used in production and annual sales figures, which are available for review and copying.

#### Interrogatory No. 10

Describe the procedures required to switch Presses 4 and 5 from one printing job to another, and state the amount of time required for such a changeover.

ANSWER: It took no time to change over production from Press #4 to Press #5. Set up time on Press #5 was much shorter than set up time on Press #4. Press #5 printed approximately 30% faster than Press #4.

SUPPLEMENTAL ANSWER: Press #4 ran film at approximately 450 feet per minute. Press No. 5 ran film at approximately 750 feet per minute. Set-up on Press #4 was about one hour per color, so a six color job took about six hours set-up time. Set-up on Press #5 was about 30-35 minutes a color, so a six color job took about three or three and a half hours to set up. If Press #4 ran 10 million impressions in a month, Press #5 ran 20 million impressions a month, or about double the production of Press #4. Daily start up and shut down was obviated on Press #5 in December 2002-2003 when Press #5 was operated continuously over three shifts after Press #4 was shut down.

#### Interrogatory No. 11

Identify all persons, including vendors, contractors, employees or agents involved with or responsible for the maintenance and repair of Presses No. 4 and 5 from March 15, 1995 through February 9, 2004.

**ANSWER:** Gary Peletier with a last known telephone number (630) 918-1038

#### Interrogatory No. 12

For each month from March 15, 1995 through December 31, 2002, state the number of hours that Press No. 4 operated.

ANSWER: Packaging does not have production records for the period covered by this Interrogatory. Pursuant to Illinois Supreme Court Rule 213(e), responsive information may be

found in Packaging records reflecting annual costs for materials used in production and annual sales figures, which are available for review and copying.

SUPPLEMENTAL ANSWER: Utilizing Respondent's Exhibits 12, 13 and 49 from the June 2009 Hearing in this matter, Packaging is able to recreate data responsive to this Interrogatory based upon the stated assumptions which are presented it in the spreadsheet attached hereto as Exhibit A.

#### Interrogatory No. 13

For each month from March 15, 1995 through February 9, 2004, state the number of hours that Press No. 5 operated.

ANSWER: Packaging does not have production records for the period covered by this Interrogatory. Pursuant to Illinois Supreme Court Rule 213(e), responsive information may be found in Packaging records reflecting annual costs for materials used in production and annual sales figures, which are available for review and copying.

SUPPLEMENTAL ANSWER: Utilizing Respondent's Exhibits 12, 13 and 49 from the June 2009 Hearing in this matter, Packaging is able to recreate data responsive to this Interrogatory based upon the stated assumptions which are presented it in the spreadsheet attached hereto as Exhibit A.

#### Interrogatory No. 14

Identify each modification, upgrade, or repair made to Press No. 5 between March 15, 1995 and February 9, 2004

ANSWER: There were no modifications, upgrades or major repairs to Press #5 during this time period.

#### Interrogatory No. 15

With regard to Packaging Personified Inc, for each year from 1995 through 2004, please identify:

a. Each owner of the company, and the share of ownership held;

- b. The total compensation received by each owner of the company for each year from 1995 through 2004; and
- c. Whether the company was classified by the Internal Revenue Service as a subchapter C or subchapter S corporation for the relevant tax year.

ANSWER: a. Dominic Imburgia 70%; Phylis Muccianti 30%.

- b. Objection to the relevance of this confidential personal information.
- c. Subchapter C (1995-1999); Subchapter S (2000-2004).

#### Interrogatory No. 16

State each fact that supports Packaging Personified Inc.'s claim that the "tunnel dryer" system on Press No. 5 constitutes a VOM capture and control device.

**ANSWER:** These facts are included in the Expert Report and Testimony of Richard Trzupek at the hearing in this matter and will be supplemented by his Supplemental Report on August 9, 2012. Further answering pursuant to Supreme Court Rule 213(e), responsive information may be gathered from the documents produced by Packaging.

#### **RESPONSES TO FIRST REQUEST FOR PRODUCTION OF DOCUMENTS**

1. All documents relating to the purchase and operation of Press No. 4, including sales and promotional materials provided by the Press manufacturer or supplier, blueprints and other technical drawings, maintenance records, diagrams, and operating logs.

ANSWER: Packaging does not have operating logs or maintenance records for Press #4

for the relevant 1995-2004 time period. Press #4 manufacturer materials in the possession of

Packaging are available for inspection and copying.

SUPPLEMENTAL ANSWER: Packaging has no documents responsive to Request No. 1.

2. All documents relating to maintenance, modification, or repair of Press No. 4 from the date of installation through December 31, 2002.

ANSWER: Packaging does not have any responsive documents.

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3. Daily operating logs or records for Press No. 4 from March 15, 1995 through December 31, 2002.

ANSWER: Packaging does not have documents responsive to this Request.

4. All documents relating to Press No. 5, including sales and promotional materials provided by the Press manufacturer or supplier, blueprints and other technical drawings, maintenance records, diagrams, and operating logs.

ANSWER: Packaging does not have operating logs or maintenance records for Press #5 for the relevant 1995-2004 time period. Press #5 manufacturer materials in the possession of Packaging are available for inspection and copying.

SUPPLEMENTAL ANSWER: Packaging has already produced the January 1995 Purchase Invoice for Press #5 and the operations and maintenance manual for Press #5.

Packaging has no other responsive documents.

5. All documents relating to maintenance, modification, or repair of Press No. 5 from the date of its installation thorough its 2004 connection to the RCO control device.

ANSWER: Packaging does not have records responsive to this Request.

6. Daily operating logs and records for Press No. 5 from March 15, 1995 through February 9, 2004.

ANSWER: Packaging does not have records responsive to this Request.

7. All documents relating to Packaging Personified, Inc.'s business relationship with Huff & Huff Incorporated, including letters, reports, electronic correspondence, invoices and checks.

ANSWER: Records responsive to this Request in Packaging's possession and control

are available for review and copying.

SUPPLEMENTAL ANSWER: Packaging produced all documents responsive to this

Request to Complainant on August 23, 2012.

8. All documents relating to Packaging Personified, Inc.'s business relationship with Mostardi Platt Environmental, including letters, reports, electronic correspondence, invoices and checks.

**ANSWER:** Records responsive to this Request in Packaging's possession and control are available for review and copying.

**SUPPLEMENTAL ANSWER:** Packaging produced all documents responsive to this Request to Complainant on August 23, 2012.

9. All documents not produced in response to Requests 5 and 6 above, relating to Packaging Personified, Inc.'s business relationship with Richard Trzupek, including letters, reports, electronic correspondence, invoices and checks.

**ANSWER:** Packaging has no records responsive for this Request.

10. Packaging Personified, Inc.'s federal tax returns, including all schedules, for the years 1995 through 2004.

**ANSWER:** Packaging objects to this Request based upon the lack of relevance of its federal tax returns to the matter at issue in the supplemental hearing.

**SUPPLEMENTAL ANSWER:** Packaging will produce certifications of its gross sales for each of the years requested prepared by its accountants.

11. All documents referencing or relating to the "tunnel dryer" system on Press No. 5.

**ANSWER:** Documents responsive to this Request in the possession and control of Packaging are available for review and copying.

**SUPPLEMENTAL ANSWER:** Packaging produced the January 1995 Purchase Invoice and the operations and maintenance manual to Complainant on August 23, 2012 and September 4, 2012, respectively. Packaging produced the Expert Report of Richard Trzupek on August 9, 2012 which incorporates his prior reports. Packaging has no other documents responsive this Request.

Dated: July 30, 2012 Date Supplemented: October 2, 2012 Respectfully submitted,

PACKAGING PERSONIFIED, INC.

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BY: One of Its Attorneys

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

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"" "" Electronie-Filing + Received, Clerk's Office, 10/19/2012

#### 12-10-02 15:47:40 GMT-04:00

#### VERIFICATION

Pursuant to Illinois Supreme Court Rule 213 and 214, and under penalties as provided by law pursuant to Section 1-109 of the Illinois Code of Civil Procedure, the undersigned certifies that he has read the foregoing Respondent Packaging Personified, Inc.'s Supplemental Answers to Complainant's Interrogatorics and Request for the Production of Documents; and that, subject to the objections interposed by counsel, the responses given therein are true, correct, and complete, to the best of his knowledge, information and belief.

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#### **CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing Respondent Packaging Personified, Inc.'s Supplemental Answers to Complainant's Interrogatories and Request for the Production of Documents was served upon the parties below by electronic mail and U.S. First Class Mail on October 2, 2012:

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

> Christopher J. Grant Assistant Attorney General Environmental Bureau 69 West Washington Street, 18<sup>th</sup> Floor Chicago, Illinois 60602 cgrant@atg.state.il.us

John A. Simon

CH01/26023885.1

VOC Reportingto Edwin C. Bakowski IEPA provided through Mostardi Platt May 13th 2009 FESOP Application request for additional information ID No:043020ACJ

<b>Pressu</b>	1995	1996	States P.	1999	1999.	2000	2001	2002	2003	
Profes 1842	3.98	4.06	3.49	0.58	2.70	1.67	3.37	0.49	1.23	<b>.</b>
Richold /	6.22	4.59	5.09	5.57	8.71	9.34	12.18	7.72	0.00	ed of
PiPressio	14.50	10.72	11.89	13.01	20.34	21.78	28.42	27.58	59.84	and uce only
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Production Pounds for Carol Stream Press Dept Offline presses only 2000 S1201012 3 201013 200102 297,224 224,200 500.85 549,190 272,002 279,999 400,054 551,534 329 448 371 488 506 322 636 383

	030,303	300,322	371,400	328,440
	548,821	438,780	463,077	393,663
	457,928	600,566	454,040	341,927
	401,362	425,326	470,136	302,430
	423,349	490,796	464,074	323,143
	616,558	569,986	397,472	284,432
	538,688	334,589	329,620	378,747
	470,097	314,275	388,883	411,493
	432,764	279,970	296,024	293,974
	398,009	478,546	361,312	219,297
	6,024,683	15:340 066	41500(325)	3:847/780
60.81	50/34	7/5(64)	ASI5 412	61182

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Production Pounds for Carol Stream Press Dept Offline presses only

Pounds above are calculated based upon the VOM data for the years with known pounds produced and known VOM volumes





The assumptions that were made to recreate this data are as follows

1 : Aversge pounds of substrate per pound of VOM based upon comparison of known pounds produced from 2000-2003 compared to previously calculated VOM emissions is 60.8

2 : Footage produced was converted based upon an average value of 20# per 1000 feet of material (this value was compared to years where both footage and pound information was available

3 : Press 4 produced approximately 35% of the produced footage at an average of 3 colors run per job consuming 40% less ink per 1000 feet produced

4 : Press 4 produced at a run rate of approximately 450 FPM and estimated hours are calciated based upon that

5 : Press 5 produced approximately 85% of the produced footage at an average of 5 colors run per job consuming 60% more ink per 1000 feet produced

6 : Preas 5 produced at a run rate of approximately 750 FPM and estimated hours are calciated based upon that

VOC Reporting to Edwin C. Bakowski IEPA provided through Mostardi Platt May 13th 2009 FESOP Application request for additional information ID No:043020ACJ

	1995	31 1993 - A	36 100/	1993	3. <u>1009</u> 3	2000	\$2(005h	2002 (377)
A COMPRESS 182	3.98	4.06	3.49	0.58	2.70	1.67	3.37	0.49
Resold Presold Presolation	6.22	4.59	5.09	5.57	8.71	9.34	12.18	7.72
1×6	14.50	10.72	11.89	13.01	20.34	21.78	28.42	27.58
Total without 1&2	Ø20 72 -	15:31	A 16 98	£ 18.58 H	29.05	22 ¥31 12 22	40.60	
Grand Total	224.70	19:37-284	Re 20.47	<b>19:16</b>	3175	32.79	43.97	35.79
Production Pounds for Carol Stream Press Dept Offline presses only



Pounda above are calculated based upon the VOM data for the years with known pounds produced and known VOM volumes



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3 : Press 4 produced approximately 35% of the produced footage at an average of 3 colora run per job consuming 40% less lnk per 1000 feet produced 4 : Press 4 produced at a run rate of approximately 450 FPM and estimated hours are calcisted based upon that

5 : Press 5 produced approximately 65% of the produced footage at an average of 5 colors run per job consuming 60% more ink per 1000 feet produced

6 : Press 5 produced et a run rate of approximately 750 FPM and estimated hours are calciated based upon that

	19955	同於"我自己的法法"	1997	199855		2000 ASE	2000 a.	12002-31 A	2003
Probila2	3.98	4.06	3.49	0.58	2.70	1.67	3.37	0.49	1.23
E AREA BEIGS & CA	6.22	4.59	5.09	5.57	8.71	9.34	12.18	7.72	· 0.00
AN A PROBABILITY OF A	14.50	10.72	11.89	13.01	20.34	21.78	28.42	27.58	59.84
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Production Pounds for Carol Stream Press Dept Offline presses only



Pounds above are calculated based upon the VOM data for the years with known pounds produced and known VOM volumes





The assumptions that were made to recreate this data are as follows

1 : Average pounds of substrate per pound of VOM based upon comparison of known pounds produced from 2000-2003 compared to previously calculated VOM emissions is 60.8

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3 : Press 4 produced approximately 35% of the produced footage at an average of 3 colors run per job consuming 40% less ink per 1000 feet produced

4 : Press 4 produced at a run rate of approximately 450 FPM and estimated hours are calciated based upon that

5 : Press 5 produced approximately 65% of the produced footage at an average of 5 colors run per job consuming 60% more ink per 1000 feet produced

6 : Press 5 produced at a run rate of approximately 750 FPM and estimated hours are celclated based upon that

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and shake the property of the	6.22	4.59	5.09	5.57	8.71	9.34	12.18	7.72	0.00
Pictor Pictors 1	14.50	10.72	11.89	13.01	20.34	21.78	28.42	27.58	59.84
Cotal without 182	\$20.72	2 - 115:31	16.98 10	18:58	29.05	派院3112 3	40.60	35:30 💦 🏠	59.84
Grand Total	24:70	19137AM	20:47	19.16	31.75	2 32.79 32	43.97	35:79	61.07

Production Pounds for Carol Stream Press Dept Offline presses only



Pounds above are calculated based upon the VOM data for the years with known pounds produced and known VOM volumes





The assumptions that were made to recreate this data are as follows

1 : Average pounds of substrats per pound of VOM based upon comparison of known pounds produced from 2000-2003 compared to previously calculated VOM amissions is 60.8

2 : Footage produced was converted based upon an everage value of 20# per 1000 feet of material (this value was compared to years where both footage and pound information was available

3 : Press 4 produced approximately 35% of the produced footage at an average of 3 colora run per job consuming 40% leas ink par 1000 feet produced

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5 : Press 5 produced approximately 65% of the produced footage at an average of 5 colors run per job consuming 60% more ink per 1000 feet produced

6 : Preas 5 produced at a run rate of approximately 750 FPM and estimated houre are calciated based upon that

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PERCENT PLOTO A CONTRACTOR	6.22	4.59	5.09	5.57	8.71	9.34	12.18	7.72	0.00
the literals	14.50	10.72	11.89	13.01	20.34	21.78	28.42	27.58	59.84
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Production Pounds for Carol Stream Press Dept Offline presses only



Pounda above are calculated based upon the VOM data for the years with known pounds produced and known VOM volumes



The assumptions that were made to recreate this data are as follows

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6 : Press 5 produced at a run rate of approximately 750 FPM and estimated hours are calclated based upon that

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River Breast 872 Contract	3,98	4.06	3.49	0.58	2.70	1.67	3.37	0.49	1.23
2 State (Press)4) 12 7 2 1	6.22	4.59	5.09	5.57	8.71	9.34	12.18	7.72	0.00
Barrier Strate Birth Strate	14.50	10.72	11.89	13.01	20.34	21.78	28.42	27.58	59.84
Total without 1&2	\$20.727	15.31德码	16,98	18:58	29:05	331112	40 60	35:30	59 84
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Production Pounds for Carol Stream Press Dept Offline presses only

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16,472,400	5,765,340	213.53	1,599	10,707,050	237.93	3,730
19,683,150	6,689,103	255.15	1,911	12,794,048	284.31 246.95	4,457
17,096,350	5,983,723	221.62	1,660	11,112,628		3,871
15,121,500	5,292,525	196.02 209.44	1,468	9,828,975	218.42 233.38	3,424
16,157,150 14,221,600	5,655,003 4,977,560	184.35	1,569	10,502,148	205.42	3,658
18,937,350	6,628,073	245.48	1,839	12,309,278	273.54	4,288
20,574,650	7,201,128	266.71	1,998	13,373,523	297.19	4,658
14,698,700	5,144,545	190.54	1,427	9,554,155	212.31	3,328
10,984,850	3,637,698	142.14	1,065	7,127,153	158.38	2,483
192,389,0002	67-336-150	2 494	18,680/8	125,0521850	2,779	43,550

Pounda above are based upon summary data still evallabla in our date history and accepted se accurate

The assumptions that were made to recreate this data are as follows

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							-		
State State Present and a second	\$1995	1. 15 1996 STA	1997	1998	1999	2000	2001	2002	2003 41
Fieress 182	3.98	4.06	3.49	0.58	2.70	1.67	3.37	0.49	1,23
Press 4	6.22	4.59	5.09	5.57	8.71	9.34	12.18	7.72	0.00
Preselo al	14.50	10.72	11.89	13.01	20.34	21.78	28.42	27.58	59.84
Total without 182	\$20:723	河2:15:31	16 98	18:58	29.05	31,12	40:6020	35,30	59:84
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#### Production Pounds for Carol Stream Press Dept Offline presses only

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279,999
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13,999,950	4,899,983	181.48	1,516	9,099,968	202.22	3,536
18,574,400	6,501,040	240.78	2,011	12,073,360	268.30	4,692
23,153,850	8,103,848	. 300,14	2,507	16,050,003	334.44	5,849
22,702,000	7,945,700	294.29	2,458	14,756,300	327.92	5,735
23,506,800	8,227,380	304.72	2,545	15,279,420	339,54	5,938
23,203,700	8,121,295	300.79	2,512	15,082,405	335.16	5,861
19,873,600	6,955,760	257.62	2,151	12,917,840	287.06	5,020
16,481,000	5,768,350	213.64	1,784	10,712,650	238.08	4,163
19,444,150	6,805,453	252.05	2,105	12,638,698	280.86	4,912
14,801,200	5,180,420	191.87	1,602	9,620,780	213.80	3,739
18,065,600	6,322,960	234.18	1,956	11,742,640	260.95	4, <u>56</u> 3
225 0 16 250	78755 688	142,917.40	24 350 00	146 260 563	3,250	156 840 4

Pounds above are based upon summary data etill available in our data history and accepted as accurate

The assumptions that were made to recreate this data are as follows

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 Press 4 produced approximately 35% of the produced footage at

an average of 3 colors run per job consuming 40% less ink per 1000 feet produced

4 : Press 4 produced at a run rate of approximately 450 FPM and estimated hours are calciated based upon thet

5 : Press 5 produced approximately 65% of the produced lootage at an average of 5 colors run per job consuming 60% more ink per 1000 feet produced

6 : Press 5 produced at a run rate of approximately 750 FPM and estimated hours are calciated based upon that

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Production Pounds for Carol Stream Press Dept Offline presses only

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25,316,100	8,860,635	295.35	1,608.08	16,455,465	365.68	4,989
21,939,000	7,678,650	255,96	1,393.55	14,260,350	316.90	4,324
30,028,300	10,509,905	350.33	1,907.37	19,518,395	433.74	5,918
21,266,300	7,443,205	248.11	1,350.82	13,823,095	307.18	4,191
24,539,800	8,588,930	286.30	1,558.75	15,950,870	354.46	4,836
28,499,300	9,974,755	332.49	1,810.25	18,524,545	411.66	5,617
18,729,450	5,855,308	195.18	1,062.64	10,874,143	241.65	3,297
15,713,750	5,499,813	183.33	998.13	10,213,938	226.98	3,097
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5 : Press 5 produced approximately 65% of the produced footage at an average of 5 colors run per job consuming 60% more ink per 1000 feet produced

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2227 Pressila2	3.98	4.06	3.49	0.58	2.70	1.67	3.37	0.49	1.23
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Pressi5	14.50	10.72	11.89	13.01	20.34	21.78	28.42	27.58	59.84
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Production Pounds for Carol Stream Press Dept Offline presses only

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	457,928
	401,362
	423,349
•	616,558
	538,688
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Pounds above are based
upon summary data still
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27,576,700	0	0.00	0.00	27,578,700	612.82	10,956
31,819,150	0	0.00	0.00	31,819,150	707.09	12,642
27,441,050	0.	0.00	0.00	27,441,050	609.80	10,902
22,896,400	0	0.00	0.00	22,896,400	508.81	9,097
20,068,100	0	0.00	0.00	20,068,100	445.98	7,973
21,167,450	0	0.00	0.00	21,167,450	470.39	8,410
30,827,900	0.	0.00	0.00	30,827,900	685.08	12,248
26,934,400	0	0.00	0.00	26,934,400	598.54	10,701
23,504,850	0	0.00	0.00	23,504,850	522.33	9,338
21,638,200	0	0.00	0.00	21,638,200	480.85	8,597
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The assumptions that were made to recreate this date are as follows

1 : Footage produced was converted based upon an average value of 20# per 1000 feet of material (this value was compared to years where both footage and pound information was available

2 : Press 4 produced approximately 35% of the produced footage at an average of 3 colors run per job consuming 40% less ink per 1000 feet produced

4 : Press 4 produced at a run rate of approximately 450 FPM and estimated hours are calclated based upon that

5 : Press 5 produced approximately 65% of the produced footage at an average of 5 colors run per job consuming 60% more ink per 1000 feat produced

6 : Press 5 produced at a run rate of approximately 750 FPM and estimated hours are calciated based upon that

VOC Reporting to Edwin C. Bakowski IEPA provided through Mostardi Platt May 13th 2009 FESOP Application request for additional information ID No:043020ACJ

A PARCESS A	1995	1.001996	1997	F 155419988		2000		E 12-2002	20032-20
in CollPressila2	3.98	4.06	3.49	0.58	2.70	1.67	3.37	0.49	1.23
RIGSSIA: COM	6.22	4.59	5.09	5.57	8.71	9.34	12.18	7.72	0.00
Press 5 2 Ask	14.50	10.72	11.89	13.01	20.34	21.78	28.42	27.58	59.84
Total without 1&2	20.72	Se 15:31	16.98	18.58	29.05	31 12, 5,	40.60	35:30	59.84
Grand Total	24.70	19.37	20.47	19.16	331175	32.79 E	43.976	35.79	61.07

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# DrinkerBiddle&Reath

John A. Simon Partner 312-569-1392 Direct 312-569-3392 Fax john.simon@dbr.com

Law Offices

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312-569-1000 phone 312-569-3000 fax www.drinkerbiddle.com

> CALIFORNIA DELAWARE ULLINOIS NEW JERSEY NEW YORK PENNSYLVANIA WASHINGTON DC WISCONSIN

October 12, 2012

#### VIA E-MAIL AND U.S. MAIL

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

Re: People v. Packaging Personified, Inc., PCB 04-16

Dear Ms. Cunningham:

In response to your letter dated October 5, 2012, we offer the following:

#### Interrogatories 3 through 6, 12 and 13:

Attached as Exhibit A, please find a further breakdown by month of the estimated annual figures previously provided in response to the above-numbered interrogatories.

#### Interrogatory 7:

Packaging previously objected to this Interrogatory for, among other things, lack of relevancy to any matter for the Supplemental Hearing. You did not previously explain the relevancy of this Interrogatory, and you do not now offer any such explanation. Notwithstanding, and without waiving our objection, Packaging responds that it does not have the ancient data requested by Interrogatory No. 7.

#### Interrogatories 8 and 9:

Packaging does not have answers to the specific questions asked, including all 12 subparts. Packaging doesn't know why you seek the information requested in these Interrogatories, and you offer no explanation. Packaging will not offer the job specific information sought by these interrogatories at the Supplemental Hearing. Nevertheless, Packaging refers the State to Exhibit A attached hereto regarding the quantity of printing performed on Press #4 and Press #5 during the relevant time period.

#### **Interrogatory 15(b)**:

The State did not respond to Packaging's prior objection that the compensation received by each owner of the company for each year from 1995 through 2004 is confidential personal information not relevant to the subject matter of the Supplemental



Established 1849

L. Nichole Cunningham October 12, 2012 Page 2

Hearing. Nor do you make any attempt to do so in your October 5, 2012 letter. The owners are not parties to this civil action, and their personal compensation can have no possible relevance to it.

#### Request to Produce No. 4 and 11:

I attribute your incorrect statement that Packaging did not produce the Press #5 operating and maintenance manual to the fact that you did not personally review it. The document reviewed by Howard Chinn and Chris Grant in my office on September 4, 2012 was the Press #5 operating and maintenance manual.

#### Request to Produce No. 10:

In Mr. Grant's letter dated August 10, 2012, he argued that Packaging's gross sales for 1995-2003 is relevant because Richard Trzupek referenced them in his Report. In fact, Mr. Trzupek relies upon the ink VOM volumes for his opinion and only referenced the gross sales as being corroborative. Nevertheless, Packaging provides the attached redacted pages of its tax returns for 1995-2003 that reflect gross sales. The State has articulated no reason for any other portions of Packaging's tax returns which contain a great deal of business and personal confidential information.

I am available to further discuss these discovery matters, if such discussion is necessary.

erv truly yours.

John A. Simon

JAS/jf Enclosures

CH01/26035039.1

Resol	1995	101996	1637	1998	1999	2000	.2000	2002	2008	
Press 1822	3.98	4,06	3.49	0.58	2.70	1.67	3.37	0.49	.1.23	
Rices () «	6.22	4.59	5.09	5.57	8.71	9.34	12.18	7.72	0.00	
වැනීම	14,50	10.72	11.89	. 13.01	20.34	21.78	28.42	27.58	59.84	duce an
Total without 182	20.72	15.31	16.98	.18.58	29.05	31.12	40.60	35,30 (	59.84	Produced o Press 5 on
Grand Total	24:70	19.37	20.47	19,16	31.75	32.79	43.97	35.79	61.07	

VOC Reportingto Edwin C. Bakowski (EPA provided through Mostardi Platt May 13th 2009 FESOP Application request for additional information ID No:043020ACJ

Production Pounds for Carol Stream Press Dept Offline presses only

393,663 341,927 302,430	463,077 454,040 470,136	438,780 600,566 425,326	548,821 457,928 401,362	
323,143	464,074	490,796	423,349	
378,747 411,493	329,620	334,589 314,275	538,688 470,097	
293,974	296,024 361,312	279,970 478,548	432,764 398,009	
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Production Pounds for Carol Stream Press Dept

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Pounds above are calculated based upon the VOM data for the years with known pounds produced and known VOM volumes

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10,498,133	3,674,347	135	1,037	6,823,787	152	2,417			
10,498,133	3,674,347	136	1,037	6,823,787	152	2,417			
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10,498,133	3,574,347	136	1,037	6,823,787		2,417			
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The assumptions that were made to recreate this data are as follows

1 : Average pounds of substrate per pound of VOM based upon comparison of known pounds produced from 2000-2003 compared to previously calculated VOM emissions is 50.0

2 : Footage produced was converted based upon an average value of 20# per 1000 feet of material (this value was compared to years where both footage and pound information was available

9 : Press 4 produced approximately 95% of the produced footage at an average of 3 colors run per job consuming 40% less ink per 1000 test produced

4 : Press 4 produced at a run rate of approximately 450 FPM and estimated hours are calciated based upon that

5 : Press 5 produced approximately 65% of the produced toolage at an average of 5 colors run per job consuming 60% mars ink per 1000 feet produced

colors run per job consuming 60% more init per 1000 rest produced

6 : Press 5 produced at a run rate of approximately 750 FPM and estimated hours are calciated based upon that

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Production Pounds for Carol Stream Press Dept Offline presses only

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The assumptions that were made to recreate this data are as follows

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2 : Forcings produced was converted based upon an everage value of 200 per 5000 (set of maturial (blid value was compared to years where both footage and pound information was evaluated

3 : Press 4 produced approximately 35% of the produced footage at an average

of 2 colors run per job consuming 40% less ink per 1000 feet produced

4 : Press 4 produced at a run rate of approximately 450 FFM and estimated hours are calcilated based upon that.

5 : Press 5 produced approximately 55% of the produced footage at an average

of 5 colors run per job consuming 60% more ink per 1000 feet produced

6 : Press 5 produced at a run rate of approximately 750 FPH and estimated hours are calcisted based upon that

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Production Pounds for Carol Stream Prass Dept Offline presses only.

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Callentith Vienning 1035 100 BOM TEMPOR Garant 100 (Proversion of 9,413,667 3,294,653 2,168 122 136 928 6,119,013 9,413,667 3,294,853 122 928 6,119,013 120 2.168 9,413,867 2,294,853 122 928 6,119,013 136 2.168 9,413,867 3,294,853 122 928 6,119,013 196 2.168 9,413,067 3,294,853 122 828 .6,119,013 136 2,168 9,413,867 3,294,553 138 122 928 6,119,013 2,163 9,413,867 3.294.853 122 926 6,119,013 136 2.168 9,413,867 3,294,853 122 928 6,119,013 136 2,168 9,413,867 3,294,853 122 928 6,119,013 136 2,158 122 9,413,867 3,294,653 929 136 2:168 6,119.013 9,413,867 3,294,853 122 926 6.119.013 .136 2.168 9,413,867 3,294,853 122 928 6,119,013 138 2,168 112,005,400 28,528,240 1.454 11,140.00 73,428,180 1,622 20,020.00

60.80

Pounds above an established based open the VOB data for the years with income pounds produced and income VOB entrema

The sustingtions that were made to recreate this data are as follows

1 : Average pointes of substrate per pound of VOM based upon comparison of known pounds produced from 2000-2003 compared to previously calculated VOM envisions is 60.8

2 : Footage produced was converted based upon an average value of 208 per 1000 fest of material (this value was compared to years where both (cotage and pound information was available

3 : Press 4 produced approximately 35% of the produced tootage at an average of 3 colore run per job consuming 40% less init per 1000 feet produced

4 : Press 4 produced at a run rate of approximately 450 FPM and estimated hours are calcized based upon that

5 : Press 5 produced approximately 65% of the produced footage at an everage of 5 colore run per jub consuming 60% more ink per 1000 fast produced

6 : Press 5 produced at a run rate of approximately 750 FPN and estimated hours are calcisted based upon that

VOC Reporting to Edwin C. Bakowski IEPA provided through Mostardi Platt May 13th 2009 FESOP Application request for additional internation ID No.043020ACU

N				and a second second						
Contraction Processive Contraction	C1852		15 7/	2011/201100	1969		2(020)	200120	2002	and State
Constant (Annual My	.9.96	4.05	.3:49	0.58	2.70	· · · · · ·	1.67-	337 -	0:49	1:23
	8:22	4.59	5.09	5.57	······································		9.34	12.18	7.72	0.00
Carlos Barris	14.50	10.72	11.89	13.01	20.34	2 T	21.78	-28.42	-27.58	155,84
Sectoral without 142	>20.77	"《平》1531次第六	% <b>16.98</b> %*1	16.58	21.05	n in suit of A	- Sheet 21112 Street 1	27 40.60	25,30	· 59.84 ···
Grand Total	24.70	S	20.47	18.16 ···		2	22.79 3 3 2 2 4	21.43.97	15,79 "	63.07

Production Pounds for Carol Stream Press Dept Offline presses only



Pounds above une existinated bound open the VOII data for the years with known peeper grudscord and known VON volame

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						37
					Cuard Maio	Traches No. Anna Anna Anna Anna Anna Anna Anna Ann
14,718,657	5,151,583	191	1,452	9,567,123	219	3,390
14,718,687	5,151,533.	191	1,452	9,567,133	Z13	3,390
14,718,657	5,151,583	181	1,452	9,567,133	213	3,390
14,718,667	5,151,533	191	1,452	9,567,133	213	3,390
14,718,887	5,151,533	. 191 :	1,452	9,567,133	213	3,390
14,713,507	5,151,533	191	1,452	9,567,133	213	3,390
14,718,687	5,151,533	191	1,452	9,587,133	213	3,390
14,718,667	5,151,533	191	1,452	9,567,133	213	5,390
14,718,557	5,151,533	191	1,452	9,567,133	213	3,390
14,718,667	5,151,533	191	1,452	9,567,133	213	3,390
14,718,667	5,151,533	181	1,452	9,567,133	213	3,390
14,718,667	5,151,533	191	1,452	9,567,133	213	3,390
176,824,000	61,818,400	2,290	17,420.00	114,805,000	2,551	40,680.00



The assumptions that wars made to recreate this data are as follows

1: Average pounds of substrate per pound of VOM based upon compar Intern points produced from 2000-2003 compared to proviously calculated VON emissions is 60.8

2 Footage produced was converted based upon an average value of 203 per 1000 list of material (this value was compared to years where both lootage and nund information was evallable

3 Press 4 produced approximately 35% of the produced footage at an average of 3 colors run per job consuming 50% jacs ink per 1000 leef produced 4 : Press 6 produced at a run cats of approximately 450 FPM and estimated bours are calciated based upon that

5 : Press 5 produced approximately 65% of the produced footege at an average of 5 colore run per job consuming 60% more lak per 1000 feet produced

6 : Press 5 produced at a rup rate of approximately 750 FPM and estimated hours are calciated based upon that

VOC Reporting to Edwin C. Bakowski IEPA provided through Mostardi Platt May 13th 2009 FESOP Application request for additional information ID No:043020ACJ

In the second	Deco		1000	1003 m	1997	2009	STOCI CONTRACTOR	(25)(02)	2013
1 Promot # 22	3.28	4.06	349	0.58	2,70	1.67	3.37	0.49	. 1:23
Prop/	622	4.59:	5:09	5:57	8.71	9.34	12.18	7.72	. 0.00
(Access)	14.50	10,72	11.89	13.01	20:34	21.78	23.42 -	27,58	59.84
Total wahout 142	20.72	415.21	-16,95	218.58	29.05	31:12	40.50	Same	59.64
Grand Total	24.70	10,37	20.47	_ 19.18		12.79	43.97	35.79 · · · · · · ·	61.07

Production Pounds for Carol Stream Press Dept Offline presses only

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2000, pounderof subarrato
297,224
272,002
329,448
393,683
341,927
302,430
323,143
284,432
378,747
411,493
293,974
. 219,297
3,847,780

Pounds above are based upon summary data still available in our data history and accepted as accurate

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AliRoccos		Bratty		in an	- France	
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Restrate	Cattorn (Cattorn)	Estimated 6 cm o	Reinco		izalimitezi hzuro	
14,861,200	5.201,420	192.65	1,443	9,659,780	214,66	3,365
13,600,100	4,760,035	176.30	1,321	8,840.065	196.45	3,079
16,472,400	5,765,340	213.53	1,599	10,707,060	237.93	3,730
19,683,150	6,889,103	255.15	1,911	12,794,048	.284.31	4,457
17,096;350	5.983,723	221.62	1,660	11,112.628	248.85	3,871 -
15,121,500	5,292,525	196.02	1,468	9,828,975	218.42	3,424
16,157,150	5,655,003	209.44	1,569	10.502,148	233,38	3.658
14,221,600	4,977,560	184.35	1,381	9.244.040	205.42	3,220
18,937,350	6,628,073	245.48	1,839	12,309,278	273.54	4,288
20,574,650	7.201.128	266.71	1,996	13,373,523	297,19	4,658
14,698,700	5,144,545	190.54	1,427	9,554,155	212.31	3,328
10.964,850	3,837,698	142.14	1,065	7,127,153	······158.38 {	2,483
197 399 0001	[67,336,150]	2/494	6418 680 MB	2125;052;850	2:779	43,560

The assumptions that were made to recreate this data are as follows

1 : Footage produced was converted based upon an average value of 20# per 1000 feet of material (this value was compared to years where both footage and pound information was available 2 : Press 4 produced approximately 35% of the produced footage at an average of 3 colors run per job consuming 40% less ink per 1000 feet produced

4 : Press 4 produced at a run rate of approximately 450 FPM and estimated hours are calclated based upon that

5 : Press 5 produced approximately 65% of the produced footage at an average of 5 colors run per job consuming 60% more ink per 1000 feet produced

6 : Press 5 produced at a run rate of approximately 750 FPM and estimated hours are calciated based upon that

FESOF Application request for additional information to No.045020AC5										
Acst		1633	1937	1998		2000	2001	2002	2003	
2000 162	3.98	. 4.06	3.49	0.58	2.70	1.67	3.37	0.49	1.23	
Press 4	6.22	4,59	5.09	5,57	8.71	9.34	12.18	. 7.72	. 0.00	
PICEOS	14:50	10.72	11.89	13,01	20.34	21.78	28.42	27.58	59.84	
Total without 182	20.72	15:31	16.98	2,18.58	29.05	31112 - 2 ?	40.60	35:30	3858 59 84 CA	
Grand Total	24:70	S	20.47	**19:16	131:75	32.79	43.97	235:79	61.07	

Production Pounds for Carol Stream Press Dept Offline presses only

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224,200	
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371,488	
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- Gooleine	1001000	Shows .	Pounds	(conco)	(ACTION)	A Power P.
11,210,000	3,923,500	145.31	1,214	7,286,500	161.92	2,832
13,899,950	4,899,983	181,48	1:516	9,099,988	202.22	3,536
18,574,400	6,501,040	240.78	2,011	12,073,360	268.30	4,692
23,153,850	8,103,848	. 300.14	2,507	15,050,003	334.44	5,849
22,702,000	7.945,700	294.29	2,458	14,758,300	327.92	. 5,735
23,508,800	8,227,380	304.72	2,545	15,279,420	339.54	5,938
23,203,700	8,121,295	300.79	2,512	15,082,405	. 335,16	5,861
19,873,600	6,955,760	257,62	2,151	12,917,840	267,06	5,020
16,481,000	5,768,350	213.64	1,784	10,712,650	238.06	4,163
19,444,150	6,805,453	252.05	2,105	12,638,698	280.86	4,912
14,801,200	5,180,420	191.87	1,602	9,620,780	213,80	3,739
18,065,600	6,322,960	234,18	1,956	11.742,640	260.95	4,563
225,016,250	78,755,688	2,917	24,360.00	148,260,563	3,250 💷	56,840

Pounda above are based upon summary data still available in our data history and accepted as accurate

The assumptions that were made to recreate this data are as follows

1 : Footage produced was converted based upon an average value of 20% per 1000 feet of material (this value was compared to years where both footage and pound information was available 2 : Press 4 produced approximately 35% of the produced tootage at an average of 3 colore run per job consuming 40% lass ink per 1000 feet produced

4 : Press 4 produced at a run rate of approximately 450 FPM and estimated hours are calciated based upon that

5 : Press 5 produced approximately 65% of the produced foolage at an average of 5 colors run per job consuming 60% more ink per 1000 feet produced

6 : Press 5 produced at a run rate of approximately 750 FPM and estimated hours are calclated based upon that

	Print Property and	Service and and party state and an and and			1		1		
Presel/		1923		1988	1999	2030	2001	2002	2003
Pices (%)	3.98	4.06	3,49	0.58	2.70 -	1.67	3.37	0.49	1.23
Pross	8.22	4.59	5.09	5.57	8.71	9,34	12.18	7.72	0.00
20230	14.50	10.72	11:89	13.01	20.34	21,78	28.42	27.58	59.84
Total without 182	\$20:72 <sup>*</sup>	15:31-2	<b>16.98</b>	2818:58	29:05	31:12	40.60	<b>∷ 35.30</b> %⊴s	See . 69.84
Grand Total	24.70	19.37	20.47	×19,16	31175	32:79_,	43.97	35:79	**** 61.07

Production Pounds lor Carol Stream Press Dept Offline presses only

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500,856
400,054
506,322
438,780
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25,042,800	8,764,980	292.17	1,448.15	16,277,820	361.73	4,935
20,002,700	7.000,945	233.38	1,158.70	13.001.755	288,93	3.942
25,316,100	8,860,635	295.35	1,463.95	10,455,465	365,68	4,989
21,938,000	7,878,650	255.96	1,268,67	14,260,350	315.90	4,324
-30,028,300	10,509,905	350.33	1,738:45	19,518,395	433.74	5.918
21.268.300	7,443,205	248.11	1:229.77	13,823,095	307.18	4,191
24,539,800	8,588,930	285.30	1,419.06	15,950,870	354,46	4,835
28,499,300	9,974,755	332.49	1,648.03	18,524,545	411.66	5,617
16,729,450	5,855,308	195.18	967.41	10,874,143	241.85	3,297
15,713,750	5,499,813	183.33	908.68	10,213,938	226.98	3,097
13,998,500	4,699,475	163:32	809.49	9,099,025	202.20	2,759
23,927,300	.0	0.00	0.00	23,827,300	531.72	7,255
267,003,300	83/451,155	2,838	15;440.00	181,926,700	4,043	\$55,160.00

Pounds above are based upon summary data still available in our data history and eccented as accurate

The assumptions that were made to recreate this data are as follows

1 : Footage produced was converted based upon an average value of 20# per 1000 feet of material (this value was compared to years where both footage and pound information was available 2 : Press 4 produced approximately 35% of the produced footage at an average of 3 colors run per job consuming 40% less ink per 1000 feet produced

4 : Press 4 produced at a run rate of approximately 450 FPM and estimated hours are calciated based upon that

5 : Press 5 produced approximately 65% of the produced footage at an average of 5 colors run per job consuming 60% more ink per 1000 feet produced

6 : Press 5 produced at a run rate of approximately 750 FPM and estimated hours are calciated based upon that

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Riccill	TE:S	163J	THE?	1998	1979	222.0	2001	2002	2003
230 CC 55	3.98	4.06	3.49	0.58	2.70	.1.67	3.37	0.49	1.23
	6.22	4.59	5.09	5.57	8.71	9.34	12.18	7.72	0.00
2023315	14.50	10.72	11,89	13.01	20.34	21.78	28.42	27.58	59.84
Total without 182	20.72	15:3,1 AAA	C _16:95	18.58	29.05	31.12	40.60	<b>22</b> 35.30	59.84
GrandiTotal	\$24!70E	19.37	20:47	7 19.16	31:75	.32.79		35.797	61.07

Production Pounds for Carol Stream Press Dept Offline presses only

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636,383
548,821
457,928
401:362
423,349
616,558
538,688
470.097
432,784
398,009
6,024,683

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27;459,500	0	0.00	0.00	27,459,500	610.21	- 10,910
27,578,700	0 .	0.00	0,00	27,576,700	612.82	10,956
31;818,150	. 0	0.00	0.00	31,819,150	707.09	12,642
27:441.050	0	0.00	0.00	27,441,050	609,80	10,902
22,896,400	0.	0.00	0.00	22,896,400	508,81	9,097
20,068,100	0.	0.00	0.00	20,068,100	445.96	7,973
21,167,450	· 0	- 0.00	0.00	21,167,450	470.39	8,410
30,827,900	0 🚍	0.00	0.00	30,827,900	685.06	12.248
28,934,400	6 <b>0</b> /	0.00	0,00	26,534,400	598.54	10,701
23,504,850	0	0.00	0,00	23,504,850	522.33	9,338
21,638,200	0	0.00	0.00	21.638,200	460.65	8,597
19,900,450		0.00	0.00	19,900,450	442.23	7,905
301;234,150	0	S	0.00	* 301,234,150	6,894	119,680.00

Founds above she based upon summary data still available in our data history and accepted as accurate

The assumptions that were made to recreate this data are as tollows

1 : Footage produced was converted based upon an average value of 20# per 1000 feet of material (this value was compared to years where both footage and pound information was available 2 : Press 4 produced approximately 35% of the produced footage at an average of 3 colors run per job consuming 40% less ink per 1000 feet produced

4 : Press 4 produced at a run rate of approximately 450 FPM and estimated hours are calcisted based upon that

5 : Press 5 produced approximately 65% of the produced footage at an average of 5 colors run per job consuming 60% more ink per 1000 feet produced

 $\theta$  : Preas 5 produced at a run rate of approximately 750 FPM and estimated hours are calciated based upon that

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PICES N.P.	3.98	4.06	3.49	0.58	2.70	1.67	··- 3.37	0.49	. 1.23
Reco	6.22	4.59	5.09	5.57	8:71	9:34	12.18	7.72	0.00
REES	14.50	10.72	11.89	13.01	20.34	21.78	28.42	27.58	59.84
Total without 182	20.72	15.31	2* <b>16.98</b> ***	18,58	29.05	31:12	40.60		59.84
Grand Total	24.70		20.47	19.16	31.75	32.79	43.97	35.79	61.07

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m	7 Gr	oss royalties			Carlor in a state of a	····	ا رود اوریونی و اور اور ا		1 1 10 10 10 10 10 10 10	7	
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1	10 Ct	her income (i	attaci	h schadula	)	• • • • • • •	* * * * * *** j j i	en en en en graviente.	医牙腔肌肉 化体	10	
	11 To	tal income.	Add	inea 3 thro	ugh 10			ine <u>e le prese</u> ne seu	<b>.</b>	11	
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101	U.S. Corporation Income Tax Return	OMB No. 1545-0123
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4 Div	idends (Schedule C, line 19) 🖉 🖓 🖓 🖓 👘 🖉 🖉 👘 🖉 🖉 🖉 🖉	
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9 Net	t gain or (loss) from Form 4797, Part II, line 20 (attach Form 4797)	
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	mpensation of officers (Schedule E, line 4)	- Andrew States
13 Sa	laries and wages (less employment oradits)	3
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15 Ba	didebts	· · · · · · · · · · · · · · · · · · ·
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17 TE	xes and licenses 👘	
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30 51	Under penalties of perjury; I declare that I have a shift of this return, including accompanying schedules and statements; and t and bellef, it is true, carreat, and complete of the preparer (other than taxpayer) is based on all information of which p	reparer has any knowledge.
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2	Cost of goods :	sold (Sche	dule A, line 8)	na manana manana manana ana ana ana ana			
] 3	Gross prom. Si	Joiract ime	12 from line 1c		3		
4	Net gain (loss)	from Form	4797, Part II, line 18 (attach Form	4797)			
6	Other Income (	loss) (atti	ach schedule)		5		
1 8 :	Total Income (	loss). Cor	thine lines a through 5	27	▶ 6		
7	Compensation	of officers			7		
8	Salaries and we	ages (less	employment credits)		8		
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25			nes 22c and 24 is larger than line 23d			· · · · · · · · · · · · · · · · · · ·	
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26	Overpayment.	if line 23	d is larger than the total of lines 220 a	nd 24, anter amount overpaid	▶ 28	100	
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<u> </u>	AUNUI	I, INCIDOR DELY	vage or	<u>pusiness income and</u>	expenses on lines 1	a through 2	1. See the in	structions for mor	e Inform	et/on.
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	5	Other income /	loss) Arte	n 4797, Part II, line 18 (i ach acheoluin)	10100 11010 4797) · ,	*********	ŋûn <u>ng</u> g		4	i
	8	Total income (	loss). Cor	ach schedule) nbine lines 3 through 5	· · · · · · · · · · · · · · · · · · ·	mang ng Ngang Mang	and a state		6	
	7	Compensation	of officers						7	-
	8	Salaries and wa	iges (less	employment credits)	******	4444444444444 444444444			8	
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,	14 a Depreciation (if required, attach Form 4562)         b Depreciation claimed on Schedule A and elsewhere on return									Antering and
	c	Subtract line 14	ib from lin	ie 14a				<b>B</b>	140	
1	5	Depletion (Do	nat dedu	ct oll and gas depletion	)		**************************************		15	
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	c	Add lines 22a a	nd 226			*************			220	
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	b	Tax deposited v	with Form	7004	**********		28b			
	Ç	Credit for Feder	al tax paid	t on fuels <i>(attach Form</i>	14136)		280			
		Add lines 23a ti			ومعاولات والمؤربة والمعامية والمعالية	ารีกรู้เริ่มเรื่อง เพราะจะ	ife ehilik itere feart		230	
1	4	Estimated tax p	enalty. Ch	eck if Form 2220 is attac	ched				24	
2	5	Yax due, If the	total of lin	185 22c and 24 is larger	than line 23d, enter an	iount owed.	Ste		A.	
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