

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD <sup>MAY 16 2003</sup>

STATE OF ILLINOIS  
Pollution Control Board

MICHAEL WATSON,

Petitioner,

vs.

COUNTY BOARD OF KANKAKEE COUNTY,  
ILLINOIS, and WASTE MANAGEMENT OF  
ILLINOIS, INC.,

Respondent.

No. PCB 03-134

(Pollution Control Facility Siting Appeal)

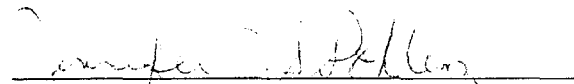
Consolidated With PCB 03-125, 03-133,  
03-135)

NOTICE OF FILING

TO: See Attached Service List

PLEASE TAKE NOTICE that on May 16, 2003, we filed with the Illinois Pollution Control Board, the attached **Motion to Hearing Officer for Leave to Submit Additional Questions**, a copy of which is attached hereto and served upon you.

QUERREY & HARROW, LTD.

  
\_\_\_\_\_  
Jennifer J. Sackett Pohlenz

Jennifer J. Sackett Pohlenz  
**QUERREY & HARROW, LTD.**  
175 West Jackson Boulevard  
Suite 1600  
Chicago, Illinois 60604  
(312) 540-7000  
Attorney Registration No. 6225990  
**Attorneys for Petitioner Michael Watson**  
Document #: 826989

**PROOF OF SERVICE**

Alesia Mansfield, a non-attorney, on oath states that she served the foregoing **Notice of Filing**, along with **copies of document(s) set forth in this Notice**, on the following parties and persons at their respective addresses/fax numbers, this 16<sup>th</sup> day of May, 2003, by or before the hour of 4:30 p.m. in the manners stated below:

**Via Facsimile**

Donald Moran  
Pedersen & Houpt  
161 North Clark Street  
Suite 3100  
Chicago, IL 60601-3242  
**Fax: (312) 261-1149**  
**Attorney for Waste Management of Illinois, Inc.**

**Via Facsimile**

Kenneth A. Leshen  
One Dearborn Square  
Suite 550  
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**Representing Petitioner in PCB 03-125**

**Via Facsimile**

George Mueller  
George Mueller, P.C.  
501 State Street  
Ottawa, IL 61350  
**Fax: (815) 433-4913**  
**Representing Petitioner in PCB 03-133**

**Via U. S. Mail**

Leland Milk  
6903 S. Route 45-52  
Chebanse, IL 60922-5153  
**Interested Party**

**Via Facsimile**

Charles Helston  
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100 Park Avenue  
P.O. Box 1389  
Rockford, Illinois 61105-1389  
**Fax: (815) 490-4901**  
**Representing Kankakee County Board**

**Via U. S. Mail**

Patricia O'Dell  
1242 Arrowhead Drive  
Bourbonnais, IL 60914  
**Interested Party**

**Via Facsimile**

Keith Runyon  
1165 Plum Creek Drive  
Bourbonnais, IL 60914  
**Fax: (815) 937-9164**  
**Petitioner in PCB 03-135**

**Via Facsimile**

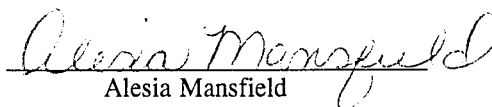
L. Patrick Power  
956 North Fifth Avenue  
Kankakee, IL 60901  
**Fax: (815) 937-0056**  
**Representing Petitioner in PCB 03-125**

**Via Facsimile**

Elizabeth S. Harvey, Esq.  
Swanson, Martin & Bell  
One IBM Plaza, Suite 2900  
330 North Wabash  
Chicago, IL 60611  
**Fax: (312) 321-0990**  
**Representing Kankakee County Board**

**Via Hand Delivery**

Bradley P. Halloran  
Illinois Pollution Control Board  
James R. Thompson Center, Ste. 11-500  
100 W. Randolph Street  
Chicago, IL 60601  
**Hearing Officer**

  
Alesia Mansfield

## BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED  
CLERK'S OFFICE

MICHAEL WATSON,

Petitioner,

vs.

COUNTY BOARD OF KANKAKEE COUNTY,  
ILLINOIS, and WASTE MANAGEMENT OF  
ILLINOIS, INC.,

Respondents.

MAY 16 2003

No. PCB 03-134 STATE OF ILLINOIS  
Pollution Control Board  
(Pollution Control Facility Siting Appeal)Consolidated With PCB 03-125, 03-133,  
03-135)**MOTION TO HEARING OFFICER  
FOR LEAVE TO SUBMIT ADDITIONAL QUESTIONS**

Now Comes Petitioner Michael Watson, by and through his attorneys at Querrey & Harrow, Ltd. and moves the Hearing Officer for leave to submit additional questions to Efraim Gill:

1. On May 1, 2003, the Hearing Officer rule that Mr. Gill's discovery deposition would not be taken on the basis of the County's Motion to Quash his subpoena, and grated the County's Motion.<sup>1</sup> The Hearing Officer, however, allowed Petitioners to submit written questions to Mr. Gill.

2. On May 6, 2003, Petitioner Watson submitted written questions to the County to send or provide to Mr. Gill.

3. A true and correct copy of Mr. Gill's answers to the written questions are attached as Exhibit A.

<sup>1</sup> Petitioner Watson is, with no disrespect intended to be shown to the Hearing Officer or any party, reserving his right and specifically not waiving such right, to contest the Hearing Officer's ruling, particularly since that ruling was made based on the County's representations that its attorneys were representing Mr. Gill, which Mr. Gill

4. As can be seen from these answers, Mr. Gill answered he did not recall to a number of the questions, provided incomplete answers to a number of the questions, and with respect to a couple questions stated that he did not understand the question.

5. During a deposition setting, the above referenced type of answers would be able to be followed-up upon with additional questions.

6. Petitioner Watson seeks leave to provide the questions attached as **Exhibit B** to Mr. Gill in follow-up to his answers.

7. Pursuant to the schedule set forth by the Hearing Officer on May 6, 2003, Petitioner Watson would have been able to ask follow-up questions on May 19, 2003, to any questions submitted by the County. Although, to-date, Petitioner Watson has not received any questions submitted by the County and does not know whether any were submitted by the County, the follow-up requested in this Motion relates to the incomplete and vague answers, or not understood questions, from Petitioner Watson's first set of questions to Mr. Gill.

8. The timing of these questions (attached as **Exhibit B**), should not effect the schedule, however, since Petitioner Watson had until May 19<sup>th</sup> to ask follow-up questions to the County's questions, and Mr. Gill had until May 23<sup>rd</sup> to respond to such questions. In other words, the schedule does not need to be changed, if this Motion is granted.

WHEREFORE, Petitioner Watson seeks leave from the Hearing Officer to submit those questions attached as **Exhibit B** hereto, to the County to provide to Mr. Gill or, alternatively, to Mr. Gill directly, if his current address will be confirmed by the County.

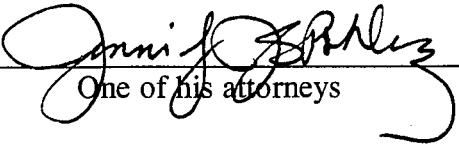
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denies in his answers to the first set of written questions (Question 48).

Dated: May 16, 2003

Respectfully submitted,

PETITIONER MICHAEL WATSON

  
One of his attorneys

Jennifer J. Sackett Pohlenz  
**QUERREY & HARROW, LTD.**  
175 West Jackson Boulevard, Suite 1600  
Chicago, Illinois 60604  
(312) 540-7000  
Attorney Registration No. 6225990  
**Attorneys for Petitioner Michael Watson**

Pch

0198-001

ILLINOIS POLLUTION CONTROL BOARD

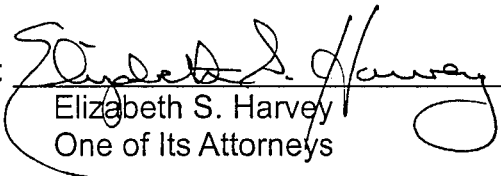
CITY OF KANKAKEE,	)	
	)	PCB 03-125
Petitioner,	)	PCB 03-133
	)	PCB 03-134
v.	)	PCB 03-135
	)	(consolidated)
COUNTY OF KANKAKEE, COUNTY	)	(Pollution Control Facility Siting Appeals)
BOARD OF KANKAKEE, and WASTE	)	
MANAGEMENT OF ILLINOIS, INC.	)	
	)	
Respondents.	)	

NOTICE OF MAILING

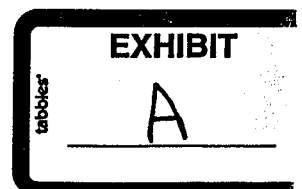
To: (See attached Service List.)

PLEASE TAKE NOTICE that on this 7th day of May 2003, the following **Mr. Gil's Responses to Watson's Written Questions**, attached hereto, were mailed to you.

COUNTY OF KANKAKEE and  
COUNTY BOARD OF KANKAKEE


By:   
 Elizabeth S. Harvey  
 One of Its Attorneys

Elizabeth S. Harvey  
 SWANSON, MARTIN & BELL  
 One IBM Plaza, Suite 2900  
 330 North Wabash Avenue  
 Chicago, Illinois 60611  
 Telephone: (312) 321-9100  
 Firm I.D. No. 29558



CERTIFICATE OF SERVICE

I, the undersigned non-attorney, state that I served copies of the described documents in the above-captioned matter via facsimile and U.S. Mail to all those listed on the service list on May 7, 2003.

  
Jeanette M. Podlin

Under penalties as provided by law pursuant to 735 ILCS 5/1-109, I certify that the statements set forth herein are true and correct.

**EFRAIM GIL  
MAY 6, 2003**

1. **Employed on a contractual basis.**
2. **1989**
3. **2003**
4. **No. My role was limited to fact-finding.**
5. **None**
6. **Yes, as a fact-finder**
7. **Do not recall**
8. **Do not recall**
9. **Do not recall**
10. **N/a**
11. **N/a**
12. **Do not recall**
13. **N/a (don't recognize the name Chris Rubac)**
14. **N/a**
15. **N/a**
16. **N/a**
17. **No, that is not my understanding. I did not serve in any negotiating capacity; my role was limited to fact-finding**
18. **Don't know**
19. **To the best of my recollection the Waste Management employees with whom I communicated during that time period were Dale Hokstra and Lee Edelman.**



20. Do not remember whether or not my fact-finding assignment continued into 2002
21. Do not remember
22. Do not recall
23. See 22 above
24. Do not understand the question
25. N/a
26. I don't recall
27. N/a
28. Do not know
29. N/a
30. N/a
31. During my years as Solid Waste Coordinator, various amendments were considered, although I have no recollection regarding dates.
32. See #31 above
33. See #31 above
34. See #31 above
35. Don't know
36. See #31 above
37. Unclear question
38. N/a
39. No

40. No, except the possibility of one box lunch that may have been provided during a meeting which ran through the lunch hour.
41. No
42. N/a
43. I may have duplicates as part of several papers copied per routine retirement process.
44. See above #43. Regarding the subject matter, a variety of subject matters relating to years of service copied per routine retirement process.
45. Home. Recently discharged from hospital after suffering a diabetic attack and stroke. Am currently under doctor's care for diabetes, post-stroke condition and on-going heart disease.
46. Yes
47. No, other than for non-stressful activities.
48. No
49. No

Date: 5/6/03 Signed Efraim Gil Efraim Gil

Witness:  
Date: 5/6/03 Signed Enid Lucchesi Gil Enid Lucchesi Gil

**VERIFICATION**

Under the penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in my answers to written questions are true and correct.

Date: 5/7/03, 2003.

Signed: *Efralm Gil*  
Efralm Gil

Date: 5/7/03, 2003.

Witness signature: *Enid Luccesi Gil*

Witness printed name: Enid Luccesi Gil

**Instructions:** You are to review and respond to the following questions without the help of anyone else and without conferring with your attorney or the attorney for the County, County Board, or any other entity. You must sign your answers to the questions in the space provided below, under oath and under penalty to perjury.

Please print your name: \_\_\_\_\_

1. Have you been employed by or with the County of Kankakee, either on an individual or a contractual basis?

\_\_\_\_\_  
\_\_\_\_\_

2. During what year did you start your employment or contractual relationship with the County of Kankakee?

\_\_\_\_\_  
\_\_\_\_\_

3. During what year did you end your employment or contractual relationship with the County of Kankakee?

\_\_\_\_\_  
\_\_\_\_\_

4. Were you involved in the negotiation of the host agreement for the proposed Kankakee County Landfill expansion, between the County of Kankakee and Waste Management of Illinois, Inc.?

\_\_\_\_\_  
\_\_\_\_\_

5. What was your role in the negotiations?

\_\_\_\_\_  
\_\_\_\_\_

6. Did you meet or confer or communicate in any way with Waste Management of Illinois, Inc. or its representatives in 2000 concerning the host agreement for the proposed landfill expansion?

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7. If your answer is "Yes," to Question 6, above, approximately how many times?

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8. If you answer is "Yes," to Question 6, above, were County Board Members present?

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9. Did you meet or confer or communicate in any way with Waste Management of Illinois, Inc. or its representatives in 2001, but before November 2001, concerning the host agreement for the proposed landfill expansion?

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10. If your answer is "Yes," to Question 9, above, approximately how many times?

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11. If you answer is "Yes," to Question 9, above, were County Board Members present?

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12. Did one of the meetings between you, Waste Management of Illinois, Inc. representatives, and County Board Members take place, during 2001 and before November 2001, at the Settler's Hill Landfill?

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13. Chris Rubak, from Waste Management of Illinois, Inc. was present at the meeting described in Question 12, correct?

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14. What did Chris Rubak talk about at the meeting?

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15. Which County Board Members were present at the meeting referenced in Question 12?

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16. Which Waste Management of Illinois, Inc. representatives were present at the meeting referenced in Question No.12?

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17. In 2001, before November 2001, is it your understanding that there was a group, but not an official committee, of County Board Members who were working with you in negotiating the host agreement for the proposed landfill expansion? If so, who were they:

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18. Is it your understanding that in November 2001, this unofficial group of County Board Members was officially formed into a committee?

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19. With who did you meet, confer or communicate with in any way, from Waste Management of Illinois, Inc., during 2001 (the entire year) concerning the host agreement for the proposed expansion?

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20. With who did you meet, confer or communicate with in any way from Waste Management of Illinois, Inc., during 2002 (the entire year) and, approximately when did those communications take place (month or season, to the best of your recollection)?

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21. With what frequency did you communicate with the County Board Members from March 2002 to January 31, 2003, concerning the proposed landfill expansion and/or siting application?

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22. Did you explain, communicate, meet or confer with any County Board Member after the first siting application was withdrawn by Waste Management of Illinois, Inc. to explain why it was withdrawn?

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23. After the first siting application was withdrawn by Waste Management of Illinois, Inc., did you explain, communicate, meet or confer with any County Board Member concerning any portion of Waste Management of Illinois, Inc.'s siting proposal?

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24. Did you have input, prior to Waste Management of Illinois, Inc.'s filing its siting application, concerning the design, location or operation of the proposed landfill expansion?

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25. If you answered Question 24 affirmatively, please describe your input.

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26. Between March 2002 and January 31, 2003, did you call, meet with, confer, or communicate in any way with Waste Management of Illinois, Inc. or its representatives (including, but not limited to its officer, employees and attorneys)?

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27. If your answer to Question 26 is "Yes," please identify with whom you had the communication, when it occurred, the subject matter, and what was said to you and what you said to Waste Management of Illinois, Inc.

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28. After January 31, 2003, is it true that Waste Management of Illinois, Inc. and the County of Kankakee have held meetings and have been negotiating to change or relax some of the conditions imposed on the proposed expansion on January 31, 2003, as part of the County Board's decision.

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29. Were you a part of those meetings?

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30. If you answered Question 29 in the affirmative, what was your role, how many meetings, conferences, etc. did you attend, and who else do you know was involved in these negotiations?

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31. Is it true that during, at least, January 2003, the County Board was considering another amendment to the Solid Waste Management Plan?

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32. Were you involved in this amendment, referenced in Question 31, in any way?

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33. If you answered Question 32 "Yes," in what way were you involved?

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34. Mr. Charles Helston represented the County Board concerning the amendment to the Solid Waste Management Plan described in Question 31, correct?

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35. Approximately how many times are you aware of the County Board and Mr. Helston meeting concerning the amendment described in Question 31?

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36. The amendment described in Question 31, concerned clarification that the County of Kankakee's Solid Waste Management Plan calls for only one landfill, correct?

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37. And the landfill called for in that Plan in the Kankakee County RDF a/k/a Kankakee County Landfill, which is owned and operated by Waste Management of Illinois, Inc., right?

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38. If you answered Question 37 that the Question is incorrect, explain why it is incorrect?

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39. Have you ever accepted a gift or gratuity, no matter what the value, from Waste Management of Illinois, Inc. or any of its parent or affiliate corporations, or any of its representatives?

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40. Have you ever accepted a meal without charge, no matter what the value, from Waste Management of Illinois, Inc. or any of its parent or affiliate corporations, or any of its representatives?

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41. Have you ever accepted a trip, vacation, or either housing accommodation or transportation to such a trip or vacation (whether or not the trip or vacation included a

meeting or seminar in a relevant field to your work), from Waste Management of Illinois, Inc. or any of its parent or affiliate corporations, or any of its representatives?

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42. If you answered "yes" to any of the Questions 39-41, above, please describe each instance of accepting such things, by providing the approximate date (or, if you cannot recall the date, the year and the month and/or season), describe what you received (i.e., what type of gift, gratuity, meal, trip, vacation or transportation you received), and, if the receipt was of a trip of any kind, describe the destination of the trip.

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43. Do you have any documents in your possession concerning any of the following: Kankakee County RDF or the Kankakee County Landfill, the proposed landfill expansion or siting application from Waste Management of Illinois, Inc., Waste Management of Illinois, Inc., negotiations which occurred concerning the host fee agreement between the County and Waste Management of Illinois, Inc. concerning the landfill expansion, your calendars or appointment books for 2000-2003.

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44. Do you have any documents from your work with the County of Kankakee at home? If so, what subject matters do those documents concern?

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45. Are you at home or in a hospital at the time you are answering these questions?

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46. Are you able to speak?

\_\_\_\_\_  
\_\_\_\_\_

47. Have you left your house for any reason in the last week? If so, what reasons?

\_\_\_\_\_  
\_\_\_\_\_

48. Have you hired Ms. Elizabeth Harvey and/or Mr. Richard Porter to represent you, *i.e.*, be your attorney, for any reason? If so, what reason(s)?

\_\_\_\_\_  
\_\_\_\_\_

49. Have you ever been to Hawaii? If so, what is the last time (*i.e.*, most recent in time to today) you went there and what was the purpose of your travel (*i.e.*, vacation, business, seminar, combination or some or all of these).

\_\_\_\_\_  
\_\_\_\_\_

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

Dated: \_\_\_\_\_

Signed: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Dated: \_\_\_\_\_

Witness signature: \_\_\_\_\_

Witness printed name: \_\_\_\_\_

**Instructions:** You are to review and respond to the following questions without the help of anyone else and without conferring with your attorney or the attorney for the County, County Board, or any other entity. You must sign your answers to the questions in the space provided below, under oath and under penalty to perjury.

50. You answered the first set of questions sent to you, that you were not involved in "negotiations" with Waste Management of Illinois, Inc. concerning the host agreement with Kankakee County, rather, you were assigned a fact-finding role. When were you first assigned this "fact-finding role?"

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51. Who assigned the "fact-finding role" to you?

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52. Was the communication to you in writing concerning this "fact-finding role"? If so, from who.

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53. What "facts" did you "find" in your "fact-finding role"? Please identify and discuss them.

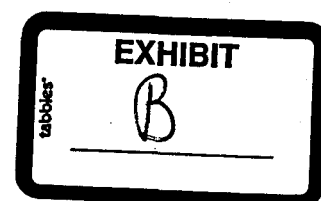
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54. Did you take notes during your fact-finding?

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55. Did you prepare reports, memos or any type of document during your fact-finding, concerning this particular assignment and the information or facts you were gathering?

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56. If you answered "Yes" to Questions 54 and/or 55, above, do you have those documents?

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57. If your answer is "Yes," to Questions 54 and/or 55, above, did you leave those documents in the possession of Kankakee County? If so, where did you leave them?

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58. What didn't you understand about Question 24?

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59. Did you discuss with, receive documents from, or in any way communicate with Waste Management of Illinois, Inc. or any of its representatives (or representatives of its affiliated or parent companies), at anytime prior to August 16, 2002, concerning what the proposed landfill expansion would look like?

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60. Did you discuss with, receive documents from, or in any way communicate with Waste Management of Illinois, Inc. or any of its representatives (or representatives of its affiliated or parent companies), at anytime prior to August 16, 2002, concerning how the proposed landfill expansion would be designed or what design features (such as

stormwater management, gas collection, leachate collection or recirculation, etcetera) the landfill expansion would have?

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61. Did you discuss with, receive documents from, or in any way communicate with Waste Management of Illinois, Inc. or any of its representatives (or representatives of its affiliated or parent companies), at anytime prior to August 16, 2002, concerning where the proposed landfill expansion would be located?
- 
- 

62. Did you discuss with, receive documents from, or in any way communicate with Waste Management of Illinois, Inc. or any of its representatives (or representatives of its affiliated or parent companies), at anytime prior to August 16, 2002, concerning how the proposed landfill expansion would be operated?
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- 

63. If you answered any of the Questions 59 through and including 62 "Yes," then, specifically, with respect to each question answered "Yes" state when (even if you can only estimate) the communications took place, whether they were oral or written, with whom from Waste Management of Illinois, Inc. you communicated, and the subject matter (*e.g.*, landfill cover, vegetation, etcetera)?
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- 

64. When was the meeting that you attended at which Waste Management of Illinois, Inc. (or any of its representatives, parents or affiliates) may have purchased a box lunch for you?
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65. What was discussed at the meeting you attended at which Waste Management of Illinois, Inc. (or any of its representatives, parents or affiliates), may have purchased a box lunch for you?

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66. Please produce copies of all papers you have in your possession and which you reference in your answer to Question 43.

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67. Have you ever been to the State of Hawaii or any of its islands at any time?

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68. Have you spoken with Ms. Elizabeth Harvey, since you've retired from your position or job with Kankakee County? If "Yes" about what subject matters have you spoken with Ms. Harvey (*i.e.*, describe what you've talked about with her).

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69. Have you spoken with Mr. Richard Porter, since you've retired from your position or job with Kankakee County? If "Yes" about what subject matters have you spoken with Mr. Porter (*i.e.*, describe what you've talked about with him).



70. Have you spoken with Mr. Charles Helston, since you've retired from your position or job with Kankakee County? If "Yes" about what subject matters have you spoken with Mr. Helston (*i.e.*, describe what you've talked about with him).

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71. Please describe, by stating specifically what it is that you were doing, what "non-stressful activities" you referenced in you answer to Question 47 and how many times (either a day or total, but specify to which you are referring) you left the house.

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72. Have you left your house for any reason since May 6, 2003 to the date you're answering these Questions? If so, for what reasons, specifically, did you leave the house? If you state "non-stressful activities" then tell me how many times you've left the house, and what, specifically, you were doing.

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73. I've attached a newspaper article to these Questions as **Exhibit A**. Did you speak with a reporter to provide your comments, which are referenced in this newspaper article?

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74. Are the comments and statements attributed to you in the newspaper article attached as Exhibit A, correct? If not, why not. If you don't understand this question, then tell me whether the quotes that are reference as coming from you in the attached newspaper article are things that you said to the reporter you spoke with.

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75. If you answered any of the above questions that you don't recall, then tell me what, if anything, would help you recall.

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76. If you answered any of the above questions that you don't understand the question, then explain to me, with respect to each of the questions (identify them by number), separately, what about that particular question you do not understand.

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77. Is there a reason why you removed or didn't duplicate the following language which was included in my last set of questions to you, or did you intend to swear to this language when you signed your answers to my first set of questions on May 6?

"Under penalties as provided by law pursuant to ILL. REV. STAT CHAP. 110, SEC. 1-109, I certify that the statements set forth herein are true and correct."

---

---

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

Dated: \_\_\_\_\_

Signed: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Dated: \_\_\_\_\_

Witness' signature: \_\_\_\_\_

Witness' printed name: \_\_\_\_\_

# Gil calls charges of junket 'garbage'

By Jon Krenek  
Journal writer

Retired Kankakee County solid waste coordinator Efraim Gil is calling allegations he took a trip to Hawaii at Waste Management's expense 10 years ago a total lie.

The allegation surfaced during an Illinois Pollution Control Board hearing Monday when Kankakee County board member Stan James testified Gil took the trip, at Waste Management's expense, to serve as a convention speaker. Objectors pursuing a legal challenge against the proposed 302-acre Waste Management landfill, called James as a witness on the issue Monday.

"It's a lie from beginning to end," said Gil, reacting to the allegation. "Nobody offered me anything, nobody gave me anything. I have never been anywhere on Waste Management's expense!"

Attorneys for objectors Mike Watson, owner of United Disposal of Bradley, crafted a list of written questions for Gil to query him about gratuities, gifts and meals he might have accepted from Waste Management in the past. Because Gil retired two months ago, he was unavailable for questioning at the hearing, and was faxed the list after numerous attempts to contact him.

Gil answered "no" to the question, "Have you ever been to Hawaii?"

*The Journal* reported James' testimony Monday, and repeated the allegation in a report Tuesday that Gil in the early 1990's took a trip at Waste Management's expense to Hawaii to

speak on landfills. Gil offered *The Journal* a reaction to the allegations Wednesday.

"It is a totally made up story," said Gil. "I don't know why he would make up such a story, and why he would do it under oath."

James said he has no idea how objectors became aware of a conversation he had with Gil 10 years ago, which allegedly occurred as Gil coordinated formation of the county's first solid waste management plan. Gil denies the conversation ever occurred, but James, who testified under oath, said it did.

"I stand on my testimony," said James. "For all I know, he could have been lying to me. But he did say that to me."

Waste Management Attorney Donald Moran said the company did not pay for any trip, and that the whole controversy might just be the product of miscommunication.

Gil did not attend the IPCB hearing, but he became a frequent subject of discussion.

City of Kankakee attorneys pressed to ensure the list of questions would reach him, while the county asked for the right to cross-examine his written testimony. The IPCB hearing officer was even asked to make a ruling about whether the county represents Gil or not, which he has reserved to make at a later date.

But Gil, who is incensed about the allegation, said he intends to litigate the matter himself.

"I am a professional, and I won't stand for it," said Gil. "I will consider dropping the charges if he (James) openly apologizes, and said he made it up."