

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS
Pollution Control Board

BYRON SANDBERG,

Petitioner,

vs.

CITY OF KANKAKEE, ILLINOIS, THE CITY OF
KANKAKEE, ILLINOIS CITY COUNCIL, TOWN
AND COUNTRY UTILITIES, INC., and
KANKAKEE REGIONAL LANDFILL, L.L.C.,

Respondents.

Case No. PCB 04-33

WASTE MANAGEMENT OF ILLINOIS, INC.,

Petitioner,

vs.

THE CITY OF KANKAKEE, ILLINOIS CITY
COUNCIL, TOWN AND COUNTRY UTILITIES,
INC., and KANKAKEE REGIONAL LANDFILL,
L.L.C.,

Respondents.

Case No. PCB 04-34

COUNTY OF KANKAKEE, ILLINOIS and
EDWARD D. SMITH, KANKAKEE COUNTY
STATE'S ATTORNEY,

Petitioners,

vs.

CITY OF KANKAKEE, ILLINOIS, THE CITY OF
KANKAKEE, ILLINOIS CITY COUNCIL, TOWN
AND COUNTRY UTILITIES, INC., and
KANKAKEE REGIONAL LANDFILL, L.L.C.,

Respondents.

Case No. PCB 04-35

MOTION TO COMPEL

NOW COME the Petitioners, COUNTY OF KANKAKEE, ILLINOIS and EDWARD D. SMITH, KANKAKEE COUNTY STATE'S ATTORNEY, and for their Motion to Compel, states as follows:

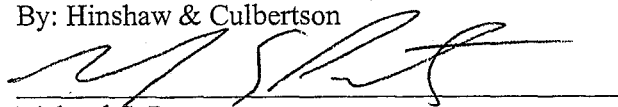
1. On October 17, 2003, the COUNTY OF KANKAKEE issued Interrogatories and Production Request to the CITY OF KANKAKEE and Town in County Utilities, Inc.
2. On November 7, 2003, the CITY OF KANKAKEE telefaxed responses to the Interrogatories, by the COUNTY OF KANKAKEE, but did not respond to the Production Request.
3. At no time has the CITY OF KANKAKEE filed an objection to the Production Requests.
4. The depositions of the CITY OF KANKAKEE personnel have presently been set for Friday, November 14, 2003, and it is important that the COUNTY OF KANKAKEE have the responses to the Production Request before these depositions commence.

WHEREFORE, the Defendant, COUNTY OF KANKAKEE, respectfully requests that Officer Holleran order the CITY OF KANKAKEE to respond to the Defendant's Production Request in the next 24 hours.

Respectfully Submitted,

On behalf of the COUNTY OF KANKAKEE,
ILLINOIS, and EDWARD D. SMITH, KANKAKEE
COUNTY STATE'S ATTORNEY,

By: Hinshaw & Culbertson



Richard S. Porter
One of Attorneys

HINSHAW AND CULBERTSON
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389
815-490-4900

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AFFIDAVIT OF SERVICE

The undersigned, pursuant to the provisions of Section 1-109 of the Illinois Code of Civil Procedure, hereby under penalty of perjury under the laws of the United States of America, certifies that on November 7, 2003, a copy of the foregoing was served upon:

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, IL 60601-3218

Attorney George Mueller
501 State Street
Ottawa, IL 61350
(815) 433-4705
(815) 433-4913 FAX

Donald J. Moran
Pederson & Houpt
161 N. Clark Street, Suite 3100
Chicago, IL 60601-3242
(312) 261-2149
(312) 261-1149 FAX

Elizabeth Harvey, Esq.
Swanson, Martin & Bell
One IBM Plaza, Suite 2900
330 North Wabash
Chicago, IL 60611
(312) 321-9100
(312) 321-0990 FAX

Kenneth A. Leshen
Leshen & Sliwinski, P.C.
One Dearborn Square, Suite 550
Kankakee, IL 60901-3927
(815) 933-3385
(815) 933-3397 FAX

Christopher W. Bohlen
200 E. Court Street, Suite 602
P.O. Box 1787
Kankakee, IL 60901
(815) 939-1133
(815) 939-0994 FAX

L. Patrick Power
956 N. Fifth Avenue
Kankakee, IL 60901
(815) 937-6937
(815) 937-0056 FAX

Byron Sandberg
109 Raub St.
Donovan, IL 60931
byronsandberg@starband.net

Anjanita Dumas, Clerk
City of Kankakee
385 E. Oak Street
Kankakee, IL 60901
(815) 933-0480
(815) 933-0482 FAX

Claire A. Manning
Posegate & Denes, P.C.
111 N. Sixth Street
Springfield, IL 62705
(217) 522-6152
(217) 522-6184 FAX

Bradley P. Halloran, Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, IL 60601
(312) 814-8917
(312) 814-3669 FAX

By faxing and by depositing a copy thereof, enclosed in an envelope in the United States Mail at Rockford, Illinois, proper postage prepaid, before the hour of 5:00 P.M., addressed as above.



HINSHAW & CULBERTSON
100 Park Avenue
P.O. Box 1389
Rockford, Illinois 61105-1389
(815) 490-4900