

ORIGINAL

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS
Pollution Control Board

BYRON SANDBERG,

Petitioner,

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

Respondents.

WASTE MANAGEMENT OF ILLINOIS, INC.,

Petitioner,

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

Respondents.

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

Petitioner,

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

Respondents.

)
)
) No. PCB 04-33
) (Third-Party Pollution Control
) Facility Siting Appeal)

)
)
) No. PCB 04-34
) (Third-Party Pollution Control
) Facility Siting Appeal)

)
)
) No. PCB 04-35
) (Third Party Pollution Control
) Facility Siting Appeal)
) (Consolidated)

CITY OF KANKAKEE RESPONSE TO
MOTION TO COMPEL BY COUNTY OF KANKAKEE

NOW COMES the respondent, THE CITY OF KANKAKEE, by and through its

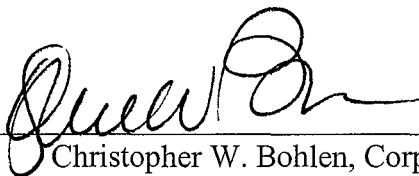
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attorneys, CHRISTOPHER W. BOHLEN, Corporation Counsel, KENNETH A. LESHEN and L. PATRICK POWER, Assistant City Attorneys, and in response to the Motion to Compel, states as follows:

1. The City provided to petitioner a response to the request for production of documents on November 13, 2003. The failure to provide said documents prior to said time was inadvertent in addition the City has complied by providing those documents requested by the County of Kankakee.

Respectfully submitted,

CITY OF KANKAKEE, Respondent

By 
Christopher W. Bohlen, Corporation Counsel

CHRISTOPHER W. BOHLEN
Corporation Counsel
Reg. No. 00244945
385 East Oak Street
Kankakee, IL 60901
(815) 933-0500

STATE OF ILLINOIS
COUNTY OF KANKAKEE }

CERTIFICATE OF SERVICE

I do hereby certify that an copy of the foregoing instrument was sent via facsimile and mailed to:

George Mueller
Attorney at Law
501 State Street
Ottawa IL 61350

Donald J. Moran
Pederson & Houpt
161 N. Clark Street Suite 3100
Chicago IL 60601-3242

L. Patrick Power
Attorney at Law
956 N. Fifth Avenue
Kankakee IL 60901

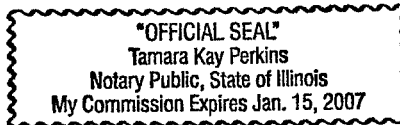
Brad Halloran
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago IL 60601

this 14 day of November, 2003 in an envelope properly addressed and with postage prepaid by depositing said envelope in the United States Mail Chute at 200 East Court Street, Kankakee, Illinois, on or before the hour of 5:00 o'clock p.m.

Michele Huston

Subscribed and sworn to before me

this 14 day of November, 2003.



Tamara Kay Perkins
Notary Public

**BARMANN
BOHLEN &
WOODRUFF P.C.**
ATTORNEYS AT LAW

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**STATE OF ILLINOIS
Pollution Control Board**

GLEN R. BARMANN
CHRISTOPHER W. BOHLEN
DEBORAH A. WOODRUFF

ARMEN R. BLANKE
1932-1980

PAUL F. BLANKE
1960-1983

DENNIS A. NORDEN
1969-1996

November 14, 2003

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

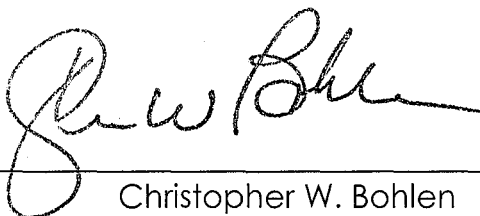
RE: Byron Sandberg v. City of Kankakee et al
No. PCB 04-33; 04-34; and 04-35

Dear Ms. Gunn:

Enclosed herein please find an original and 1 copy of a City of Kankakee Response to Motion to Compel by County of Kankakee and City of Kankakee Response to Motion to Compel of Waste Management which I would ask that you file the original and return a filed stamped copy back to my office. I have enclosed a return envelope for your convenience in returning same.

Should you have any questions, please feel free to contact my office.
Sincerely yours,

BARMANN, BOHLEN & WOODRUFF, P.C.

By: 
Christopher W. Bohlen

CWB:mah

Enclosure

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200 EAST COURT STREET
P.O. BOX 1787
KANKAKEE, IL 60901-1787
TELEPHONE 815-939-1133
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