

**EXHIBIT D**



# Illinois Department of Transportation

## Memorandum

---

To: Barbara Stevens

From: Diane O'Keefe By: Peter E. Harmet

Subject: Preliminary Site Investigation Request

Date: February 17, 2012

---

### 9/21/2012 LETTING

FAP 352: Illinois Route 137 (Amstutz Expy.)  
@ Illinois Route 137 (Greenwood Ave.)  
P-91-092-10  
Lake County  
Sequence # 16145  
ISGS # 2308

In addition to the Special Waste Assessment Screen/Survey Request Form, please find enclosed:

- Location Map
- Plan View Drawing
- Aerial Photography
- Ground Level Photography
- Other

Please advise us of any potential contamination present at or near the highlighted sites on the attached exhibits. Thank you for your input on this project. If you have any questions, please call Sam Mead at (847)705-4101.

Submittal Date: 10/18/2010 Sequence No: 16145  
District: 1 Requesting Agency: DOH Project No:  
Contract #: Job No.: P-91-092-10  
Counties: Lake County  
Route: FAP 352 Marked: IL 137  
Street: Amstutz Expressway Section:  
Municipality(ies): Waukegan Project Length: km miles  
FromTo (At): @ IL 137 (Greenwood Ave.)  
Quadrangle: Zion Township-Range-Section: T45N, R12E, S9, 15 &6  
Anticipated Design Approval: 8/31/2011 Anticipated Letting Date: 09/21/2012

**PESA Response** PESA Number: 2308 Submittal Date: 02/17/2012  
Action  District will not need ROW from the contaminated property  
Taken by  Avoid Site  
District:  Excavation will not exceed recommended depths  
 Further Investigation 02/17/2012  
 Other - Use Comments Section  
Comments:  
Contact Person: Sam Mead Telephone: (847) 705-4101 ext.

**Work Order** Submittal Date: 02/17/2012  
Project Description: Bridge new deck, possible interchange reconfiguration  
Survey Type:  Potential Waste Site(s)  UST-LUST  Miscellaneous and Testing  
Reason Why Site(s) Cannot Be Avoided: Grading, drainage, C&G, light pole and sign relocation, pavement removal and embankment fill, as well as bike path  
Property to be surveyed is owned by IDOT: Yes  
Property Owner/Tenants has been notified of future survey by certified letter:



To:	Sam Mead
Bureau:	Programming / Environmental Studies Unit
Attn:	

From:	Pete Harmet / John Baczek / Carlos Feliciano
Bureau:	Programming / In-House Studies Unit
By:	Mike Phan
Subject:	PESA Response
	IL 137 (Greenwood Ave.) over IL 137 (Amstutz Expy.), P-91-092-10, Antioch, Lake County

Date:	February 15, 2012
-------	-------------------

**Please check appropriate box below:**

- |   |   |                                 |
|---|---|---------------------------------|
| <input checked="" type="checkbox"/> Take Necessary Action | <input type="checkbox"/> For Your Information                     | <input type="checkbox"/> Reply  |
| <input type="checkbox"/> For Your Comments                | <input type="checkbox"/> See Me About the Attached                | <input type="checkbox"/> Return |
| <input type="checkbox"/> Per Your Request                 | <input type="checkbox"/> Draft (Letter)(Memo) For<br>My signature | <input type="checkbox"/> Route  |
| <input checked="" type="checkbox"/> For Your Approval     |   | <input type="checkbox"/> File   |

**Message**

Attached are three copies of the PESA Response Form and exhibits for the subject Phase I project. The project scope involves eliminating the bridge over the Amstutz Expressway then filling in the opening and reconstructing Greenwood Avenue on the new embankment.

Please let me know if anything else is required (IDOT ext. 4634 or Stantec (312) 262-2244).

*09/04/12  
LETTING*

Signature

Copies to  
**Response**

Files

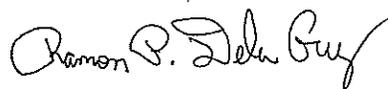
Signature


**Illinois Department  
of Transportation**
**PESA Response Form**

Submittal Date	02-15-12	Job No.:	P-91-092-10	ISGS/PESA No.:	2308/16145
Project Location	FAP 352 (IL 137) at Greenwood Avenue interchange				
Contract #	60P96	DA/Let Date	03-31-12/09CY12	Project Engineer	Mike Phan (Stantec)

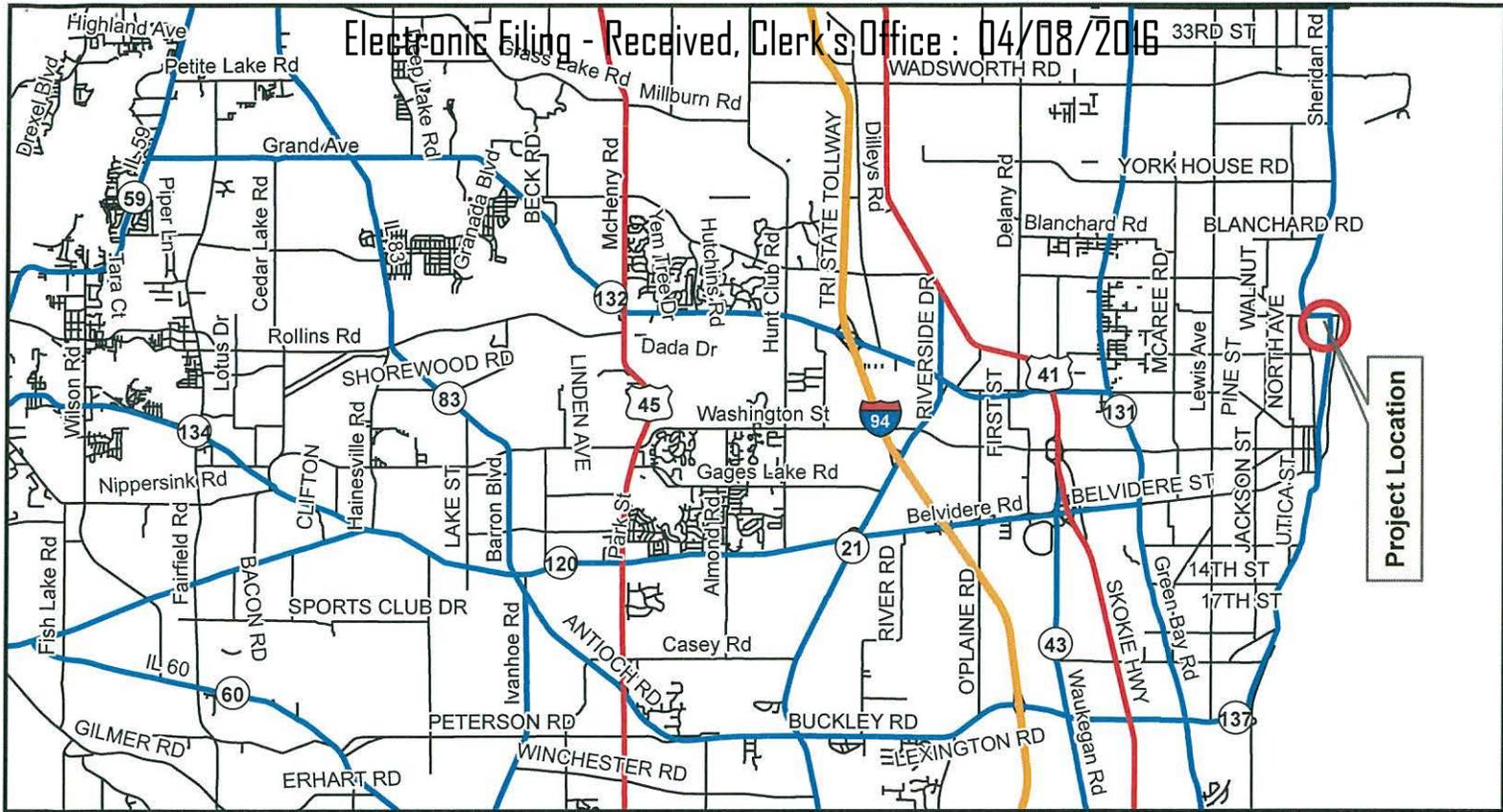
Site No.	Estimated Volume of Excavation	Estimated Volume of Fill	Max Depth of Excavation	Site Name Or Address	Type of Work
2308-A	0	0	0	Pfleger Greiss	No impacts
2308-B	0	0	0	Waukegan Electric Generating Station	No impacts
2308-1	0	0	0	Mobil	No impacts
2308-2	0	0	0	Vacant building 1802 North Sheridan Rd., Waukegan	No impacts
2308-3	0	0	0	Bowen Park	No impacts
2308-4	0	0	0	Bob and Annie's Family Restaurant	No impacts
2308-5	0	0	0	Apartments 239 Greenwood Avenue, Waukegan	No impacts
2308-6	0	0	0	Front Row Bar and Grill	No impacts
2308-7	0	0	0	Bearing Headquarters Company	No impacts
2308-8	0	0	0	Alan E. Jones, Attorney	No impacts
2308-9	0	0	0	HC & D	No impacts
2308-10	0	0	0	Stevens Instrument Company	No impacts
2308-11	0	0	0	Centerline Corporation	No impacts
2308-12	0	0	0	Vacant building 99 Greenwood Avenue, Waukegan	No impacts
2308-13	110 CY	29,000 CY	6.0 FT	Vacant land 100 Block of Greenwood Ave	Grading, drainage, C&G, light pole relocation, pavement removal and embankment fill.
2308-14	106 CY	438 CY	6.0 FT	Vacant land IL 137/northern limit of Amstutz Highway	Grading, drainage, C&G, light pole and sign relocation, sidewalk, bike path, and embankment fill.
2308-15	0	0	0	Johns-Manville	No impacts
2308-16	0	0	0	Vacant land 100 block of Greenwood Avenue, Waukegan	No impacts

2308-17	0	0	0	Intersection of Greenwood Avenue and Pershing Road, Waukegan	No impacts



Signature

PESAResponse



Project Location



**Legend**

- Rail Lines
- Lakes
- Rivers
- Streams

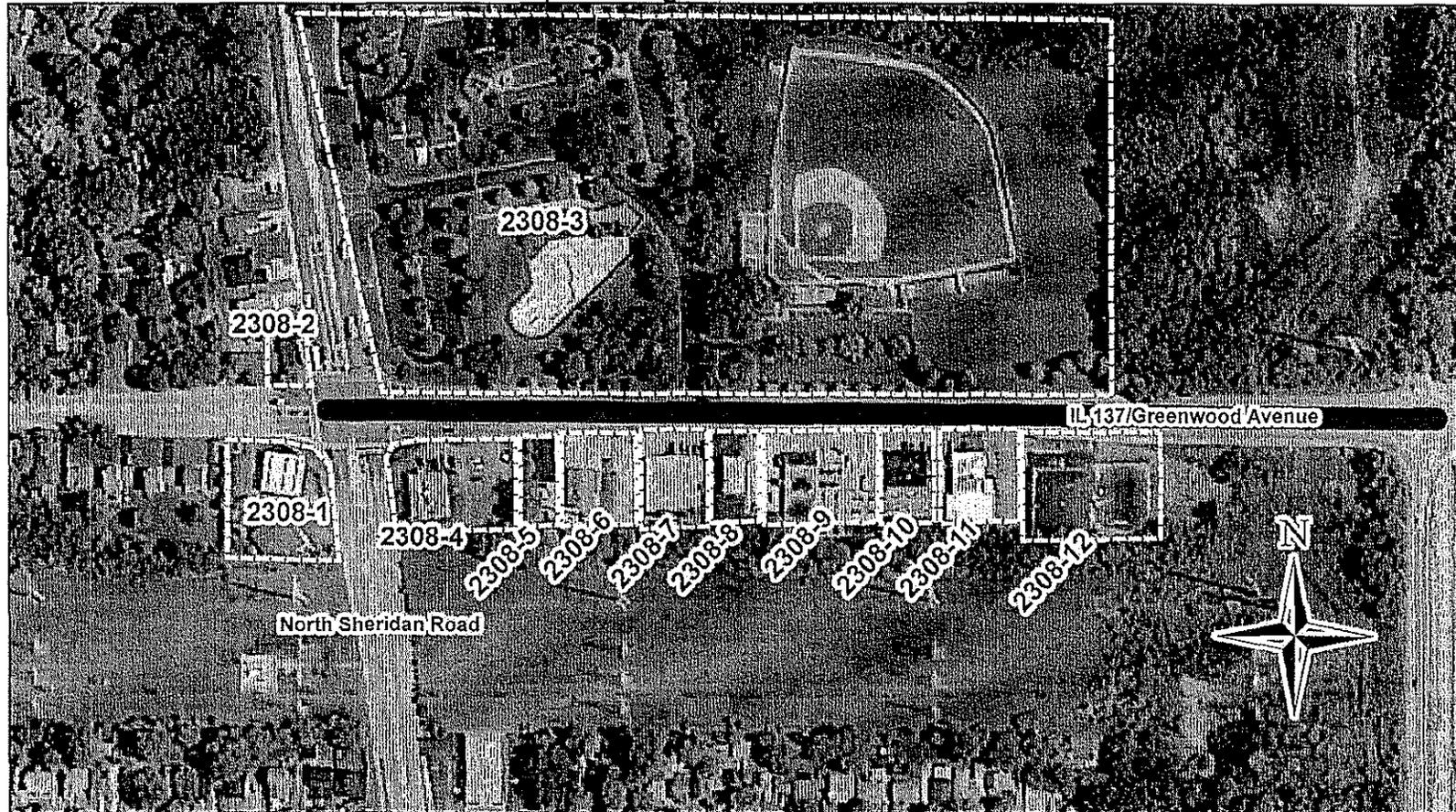


FAP 352: Illinois Route 137 (Amstutz Expy.)  
over Illinois Route 137 (Greenwood Ave.)  
P-91-092-10  
Lake County  
ISGS # 2308 Seq. # 16145

**STATE OF ILLINOIS  
DEPARTMENT OF TRANSPORTATION**

IDOT 008126

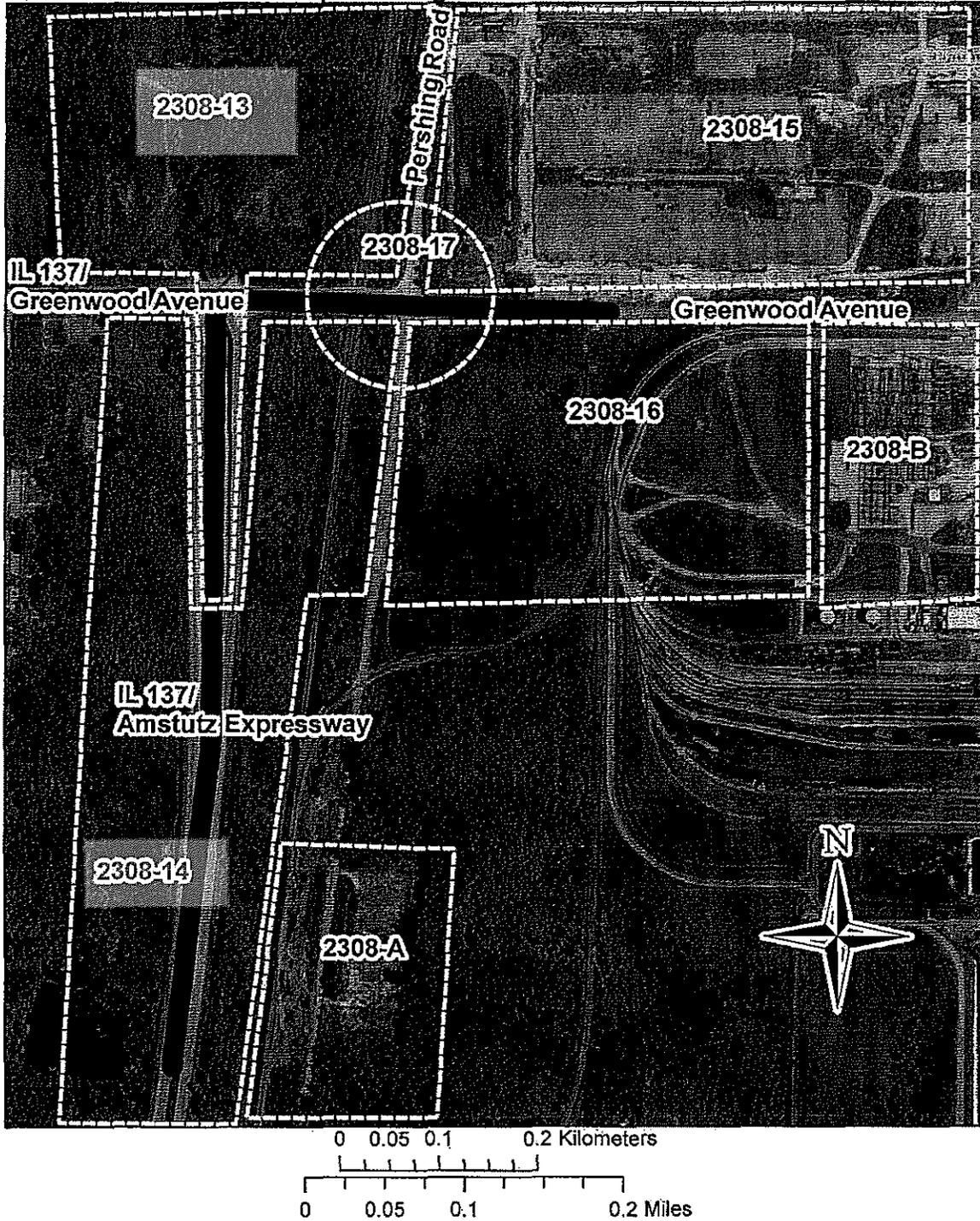
Map Showing Locations of All Sites



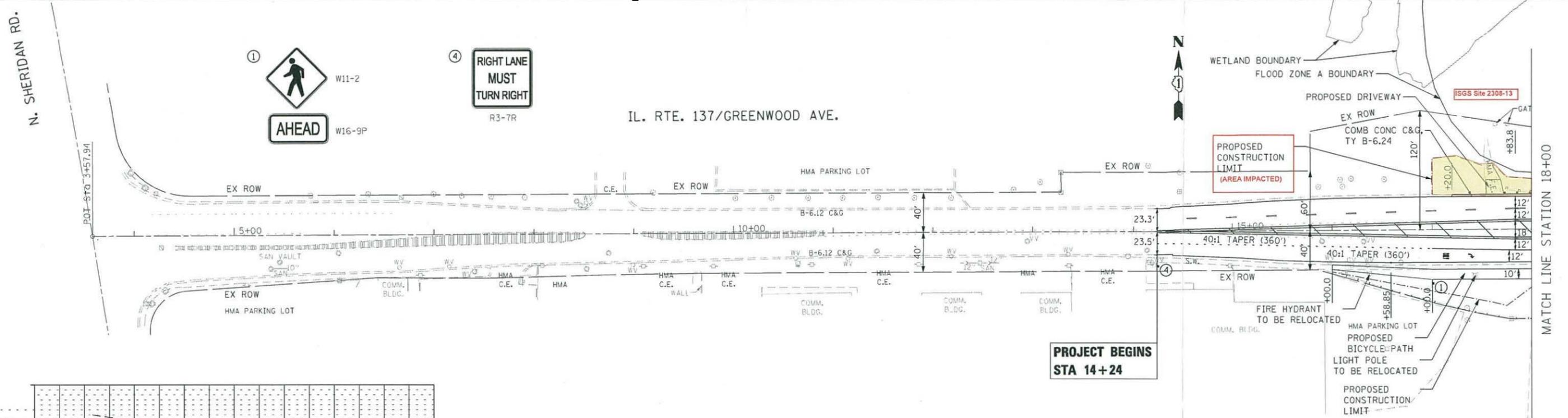
Project limits indicated by solid black line.

All site boundaries are approximate and should not be used as actual parcel boundaries.

Map Showing Locations of All Sites



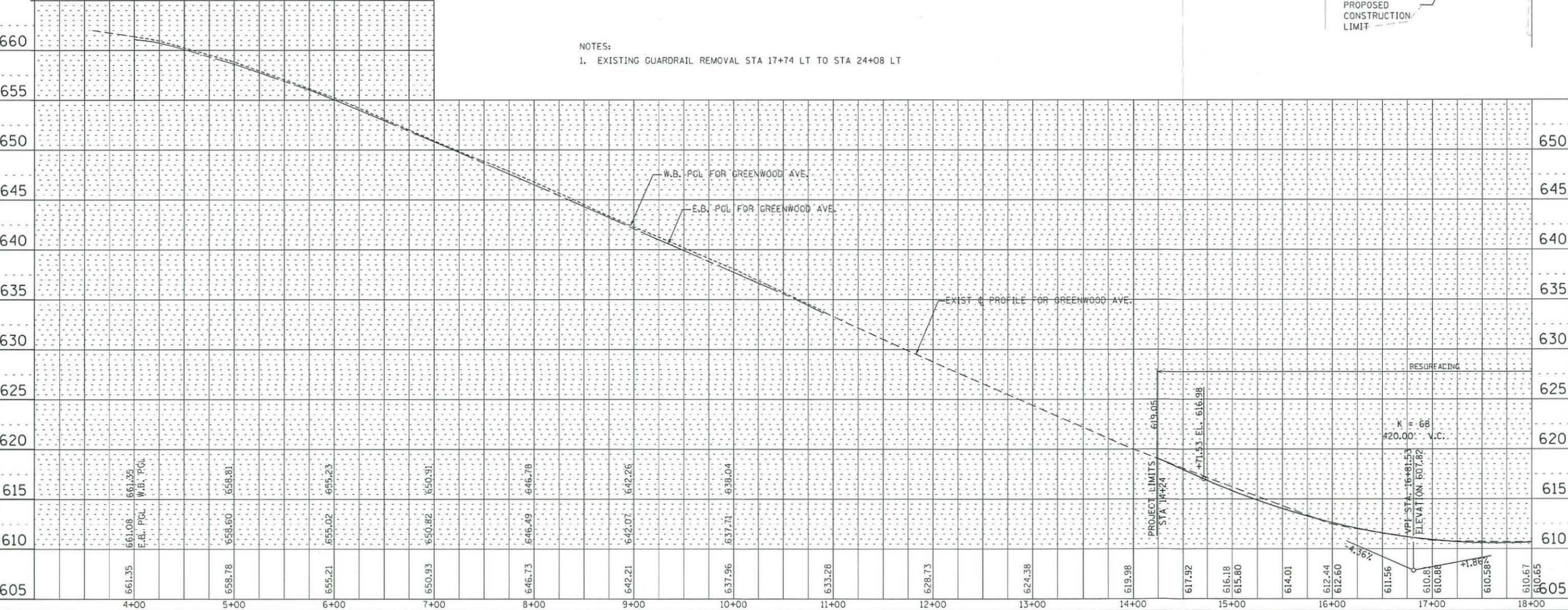
Project limits indicated by solid black line.  
All site boundaries are approximate and should not be used as actual parcel boundaries.



PLAN	DATE
REVISION	BY
NOTED	DATE
ALIGNED	DATE
CHECKED	DATE
FILE NAME	

PROFILE	DATE
REVISION	BY
NOTED	DATE
GRADES CHECKED	DATE
FILE NAME	

NOTES:  
1. EXISTING GUARDRAIL REMOVAL STA 17+74 LT TO STA 24+08 LT



DESIGNED -	CJD	REVISED -	
DRAWN -	CJD	REVISED -	
CHECKED -	TVN	REVISED -	
DATE -	1/31/2012	REVISED -	

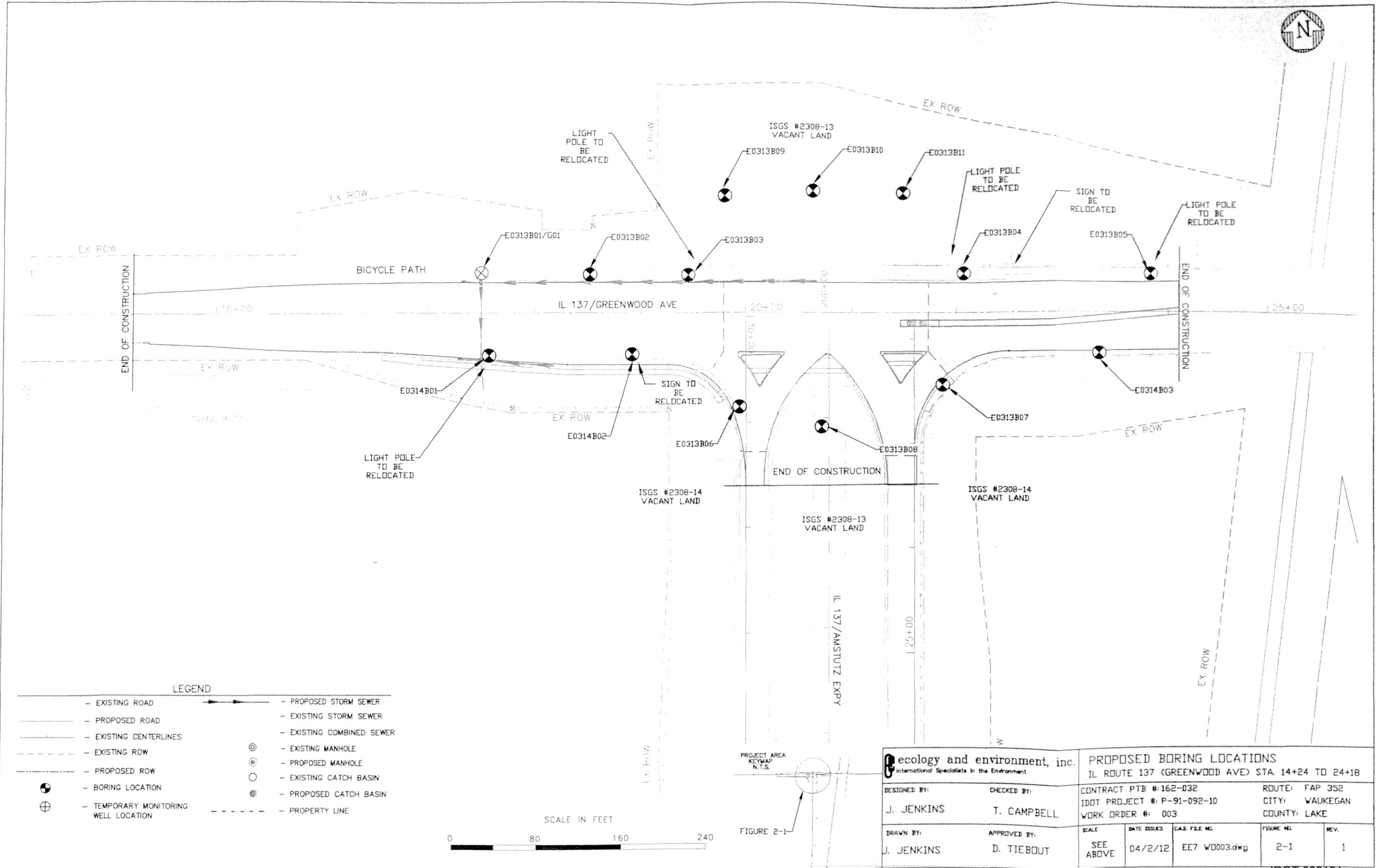
**STATE OF ILLINOIS**  
**DEPARTMENT OF TRANSPORTATION**

**IL RTE 137 (GREENWOOD AVE.) OVER**  
**IL RTE 137 (AMSTUTZ EXPY.)**  
**PLAN & PROFILE**  
**(GREENWOOD AVE.) OPTION 3**

F.A.P. RTE.	SECTION	COUNTY	TOTAL SHEETS	SHEET NO.
352		LAKE		
CONTRACT NO.				
IDOT 008129				

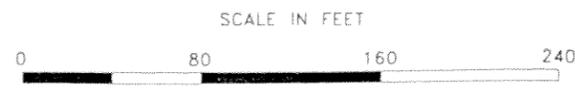
FILE NAME = P:\2010\ME1003\_VerPhs1\ENTRAN\WD10A\_IL137\CADD\Shs\VP109210-sh+PP01.GRD\Option3.dgn  
PLOT SCALE = 1"=50'  
USER NAME = MjLorenz Professional Services





LEGEND

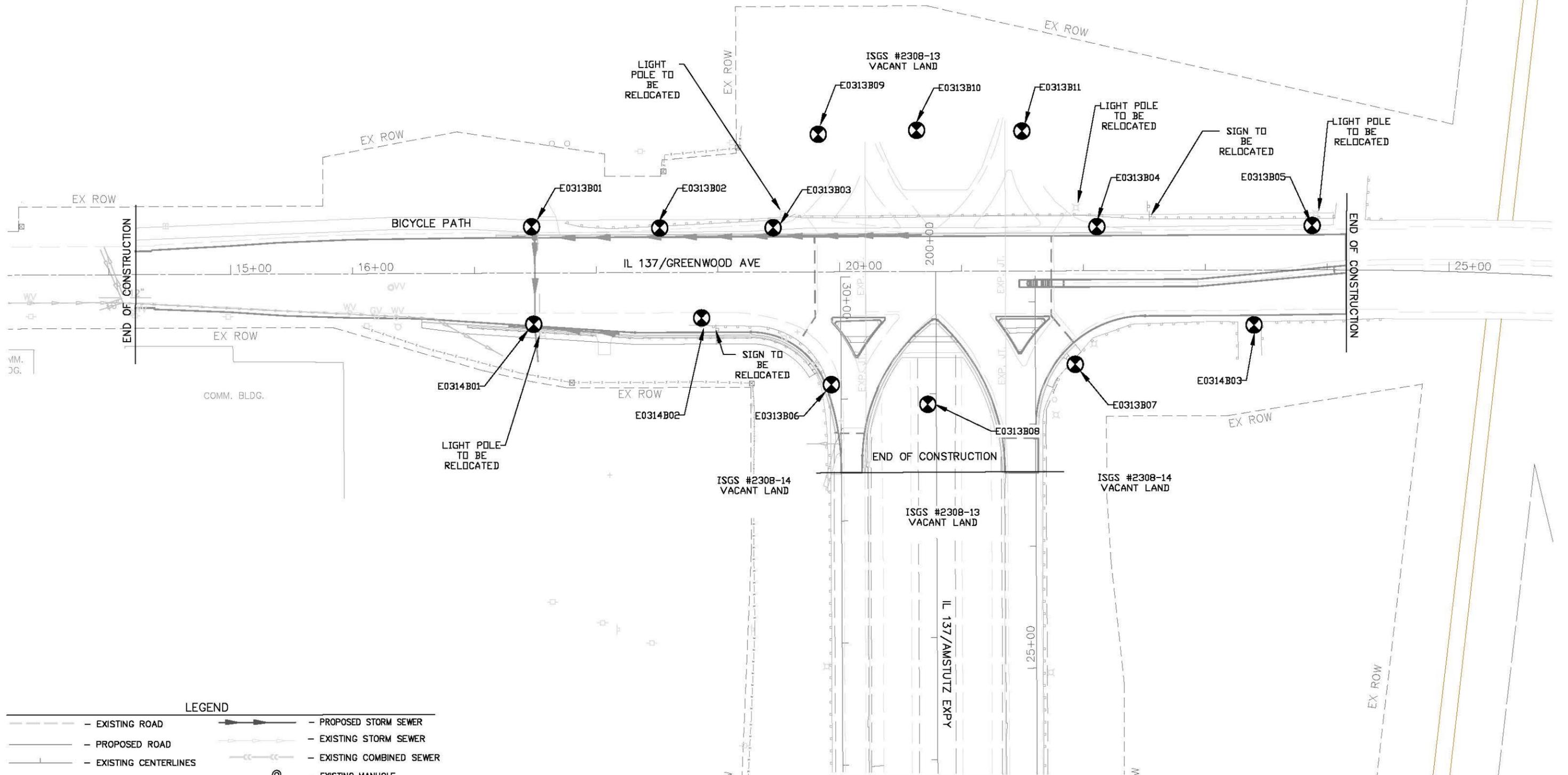
- |  |                           |
|--|---------------------------|
| - EXISTING ROAD                        | - PROPOSED STORM SEWER    |
| - PROPOSED ROAD                        | - EXISTING STORM SEWER    |
| - EXISTING CENTERLINES                 | - EXISTING COMBINED SEWER |
| - EXISTING ROW                         | ⊙ - EXISTING MANHOLE      |
| - PROPOSED ROW                         | ⊙ - PROPOSED MANHOLE      |
| ⊕ - BORING LOCATION                    | ○ - EXISTING CATCH BASIN  |
| ⊕ - TEMPORARY MONITORING WELL LOCATION | ⊙ - PROPOSED CATCH BASIN  |
|  | - - - - - PROPERTY LINE   |



PROJECT AREA KEYMAP N.T.S.

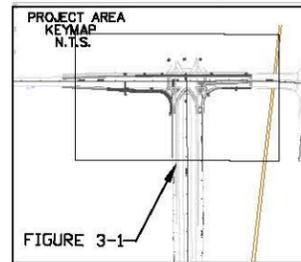
FIGURE 2-1

<b>ecology and environment, inc.</b> <small>International Specialists in the Environment</small>		<b>PROPOSED BORING LOCATIONS</b> IL ROUTE 137 (GREENWOOD AVE) STA. 14+24 TO 24+18		
DESIGNED BY: J. JENKINS	CHECKED BY: T. CAMPBELL	CONTRACT PTB #: 162-032	ROUTE: FAP 352	
		IDOT PROJECT #: P-91-092-10	CITY: WAUKEGAN	
		WORK ORDER #: 003	COUNTY: LAKE	
DRAWN BY: J. JENKINS	APPROVED BY: D. TIEBOUT	SCALE: SEE ABOVE	DATE ISSUED: 04/2/12	CAD FILE NO: EE7 WD003.dwg
		FIGURE NO: 2-1	REV. 1	



**LEGEND**

- - - - - EXISTING ROAD
- - - - - PROPOSED ROAD
- - - - - EXISTING CENTERLINES
- - - - - EXISTING ROW
- - - - - PROPOSED ROW
- ⊗ - BORING LOCATION
- ⊕ - TEMPORARY MONITORING WELL LOCATION
- PROPOSED STORM SEWER
- EXISTING STORM SEWER
- EXISTING COMBINED SEWER
- ⊙ - EXISTING MANHOLE
- ⊙ - PROPOSED MANHOLE
- - EXISTING CATCH BASIN
- - PROPOSED CATCH BASIN
- - - - - PROPERTY LINE

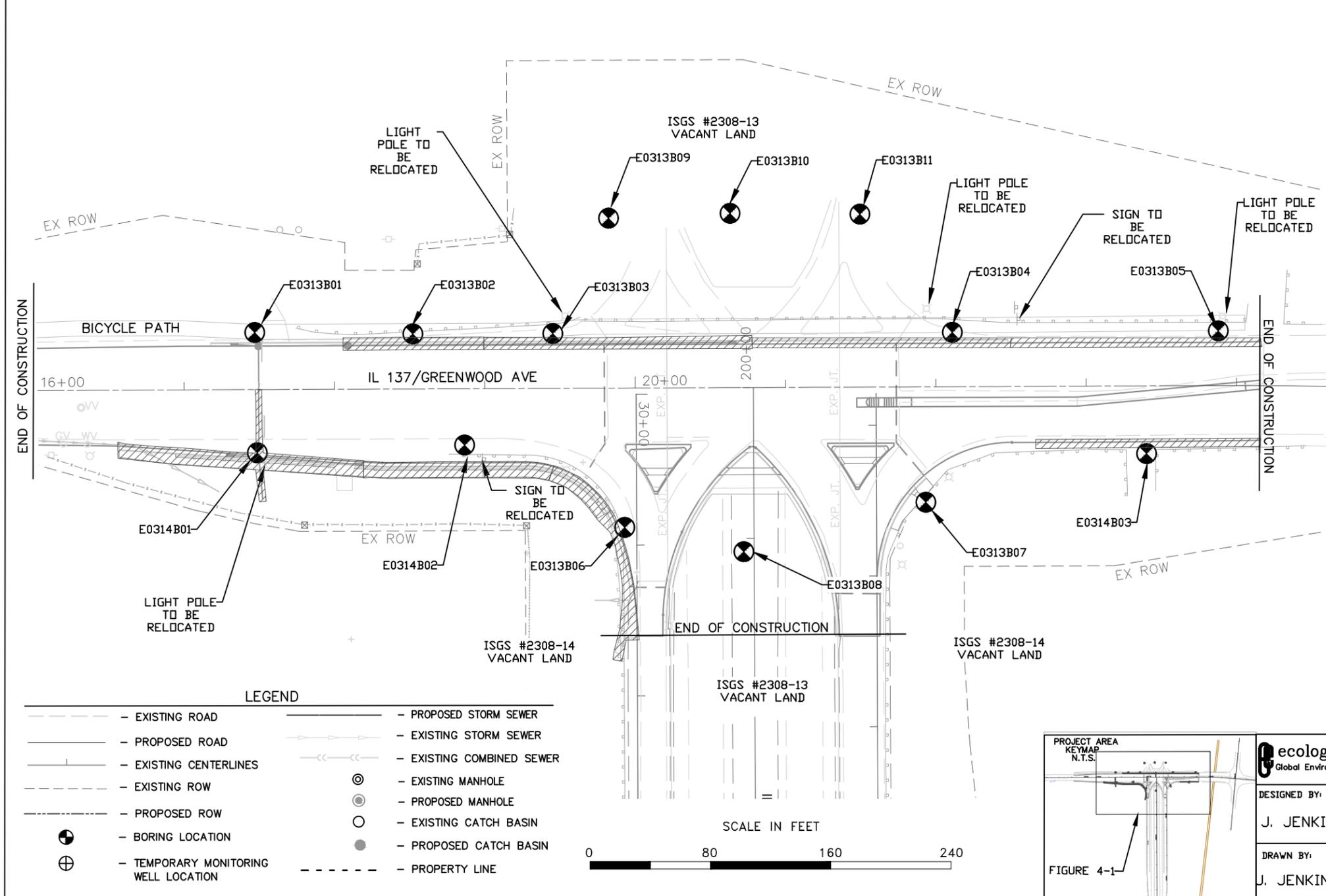


<b>ecology and environment, inc.</b> Global Environmental Specialists		<b>BORING LOCATIONS</b> IL ROUTE 137 (GREENWOOD AVE) STA. 14+24 TO 24+18			
DESIGNED BY: J. JENKINS	CHECKED BY: T. CAMPBELL	CONTRACT PTB #162-032		ROUTE: FAP 352	
DRAWN BY: J. JENKINS	APPROVED BY: D. TIEBOUT	IDOT PROJECT #: P-91-092-10		CITY: WAUKEGAN	
		WORK ORDER #: 003		COUNTY: LAKE	
SCALE: 1" = 80'	DATE ISSUED: 05/31/12	CAD. FILE NO. EE7 WD003.dwg	FIGURE NO. 3-1	REV. 0	IDOT 008132

CONTAMINANTS OF CONCERN DETECTED ABOVE APPLICABLE CRITERIA



SITE	ISGS #2308-13 (Vacant Land)									ISGS #2308-14 (Vacant Land)			Proposed MAC	Most Stringent TACO Tier 1 ROs	
	BORING	E0313B02	E0313B03	E0313B04	E0313B05		E0313B06	E0313B08	E0313B10	E0314B01	E0314B02	E0314B03		Soil*	Background
SAMPLE	E0313B02 (2-4)	E0313B03 (4-6)	E0313B04 (2-4)	E0313B05 (0-2)	E0313B05D (0-2)	E0313B06 (2-4)	E0313B08 (0-2)	E0313B10 (0-2)	E0314B01 (4-6)	E0314B02 (2-4)	E0314B03 (2-4)				
MATRIX	Soil	Soil	Soil	Soil	Soil	Soil	Soil	Soil	Soil	Soil	Soil				
SAMPLE DEPTH (m)	0.6-1.2	1.2-1.8	0.6-1.2	0.0-0.6	0.0-0.6	0.6-1.2	0.0-0.6	0.0-0.6	1.2-1.8	0.6-1.2	0.6-1.2				
<b>Volatile Organic Compounds (µg/kg)</b>															
Methylene Chloride	4.1 J	6.6	2.1 J	0.43 J	7.9 J	5.2	ND U	0.53 J	12	34 fg	0.66 J	20	20	--	
<b>Semivolatile Organic Compounds (µg/kg)</b>															
Benzo(a)pyrene	ND U	ND U	ND U	420 †r	660 †r	ND U	ND U	90	90	980					
Dibenzo(a,h)anthracene	ND U	ND U	ND U	140 J †r	220 J †rb	ND U	ND U	90	90	150					
<b>Inorganics (mg/kg)</b>															
Arsenic	56.7 †ripb	36.1 †rib	13.9 †rib	11.7 †ri	14.8 †rib	44.3 †ripb	21.5 †rib	12.4 †ri	34.5 †ripb	32.8 †ripb	17.6 †rib	11.3	11.3	11.3	



DATA KEY AND TACO QUALIFIERS

- µg/kg = Micrograms per kilogram.
- mg/kg = Milligrams per kilogram.
- m = Meters.
- ND = Not detected.
- J = Estimated value (detected concentration is between the MRL and the MDL).
- U = Analyte was analyzed for but not detected.
- † = Concentration exceeds TACO-Derived Maximum Allowable Concentration of Chemical Constituent in Uncontaminated Soil Used as Fill Material At Regulated Fill Operations
- r = Concentration exceeds one or more Tier 1 ROs for Residential Properties.
- i = Concentration exceeds one or more Tier 1 ROs for Industrial/Commercial Properties.
- b = Concentration exceeds most stringent TACO background concentration listed in Appendix A, Table H.
- g = Total concentration exceeds the Tier 1 RO for the Soil Component of the Groundwater Ingestion Exposure Route (Class I Groundwater).
- p = Concentration exceeds the pH-specific Tier 1 RO for Inorganics and Ionizing Organics for the Soil Component of the Groundwater Ingestion Route (Class I groundwater).

PROPOSED CONSTRUCTION EXCAVATION AREA WHERE SOIL CONTAINS ONE OR MORE CONTAMINANTS OF CONCERN ABOVE TACO-DERIVED MAXIMUM ALLOWABLE CONCENTRATION OF CHEMICAL CONSTITUENTS IN UNCONTAMINATED SOIL OR TACO TIER 1 REMEDIATION OBJECTIVES.

ecology and environment, inc. Global Environmental Specialists		INVESTIGATION DATA SUMMARY IL ROUTE 137 (GREENWOOD AVE) STA. 16+00 TO 24+18			
DESIGNED BY: J. JENKINS	CHECKED BY: T. CAMPBELL	CONTRACT PTB #: 162-032	ROUTE: FAP 352	CITY: WAUKEGAN	
DRAWN BY: J. JENKINS	APPROVED BY: D. TIEBOUT	IDOT PROJECT #: P-91-092-10	WORK ORDER #: 003	COUNTY: LAKE	
SCALE: 1' = 80'	DATE ISSUED: 05/31/12	CAD. FILE NO.: EE7 WD003.dwg	FIGURE NO.: 4-1	REV.: 0	IDOT 008133

**EXHIBIT E**

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>In the Matter Of:</b>	)	
	)	
<b>JOHNS MANVILLE, a Delaware corporation,</b>	)	
	)	
<b>Complainant,</b>	)	<b>PCB No. 14-3</b>
	)	
<b>v.</b>	)	
	)	
<b>ILLINOIS DEPARTMENT OF TRANSPORTATION,</b>	)	
	)	
<b>Respondent.</b>	)	

**COMPLAINANT’S FIRST SET OF DOCUMENT REQUESTS TO RESPONDENT**

Complainant JOHNS MANVILLE (“JM”), by its attorneys, Bryan Cave LLP, hereby requests that the Illinois Department of Transportation (“IDOT”) respond to the following Document Requests within 30 days of service. These requests shall be deemed continuing so as to require supplemental responses if any further information is obtained any time after the initial responses are served.

**INSTRUCTIONS AND DEFINITIONS**

Each request is required to be answered on the basis of your entire knowledge, including all information in the possession of you, your agent(s), representative(s) and attorney(s). If any of the following requests cannot be responded to in full, respond to the extent possible, specifying the reason of or your inability to respond to the remainder, stating whatever information or knowledge you have concerning the unanswered portion, and identifying each person whom you believe has information regarding the subject of the request. If any response is qualified in any particular way, set forth the details of such qualification.

If you contend that any information or document responsive to a request is privileged, in whole or in part, or you otherwise object to any part of any request, or contend that any identified document would be excludable from production in discovery regardless of its relevance, state the reasons for each objection or ground for exclusion, and identify each person having knowledge of the factual basis, if any, on which the privilege or other ground is asserted. If the claim or privilege is asserted as to any document or communication, identify the document or communication in sufficient detail to indicate its general nature, the date of and the persons who are party to said document or communication.

The following definitions are applicable throughout the requests that follow:

A. "Complainant" or "JM" shall mean Johns Manville and all representatives, employees, agents, attorneys or other persons or entities acting for or on behalf of it.

B. "You" or "your" shall refer to the Illinois Department of Transportation ("IDOT") and all predecessor entities of IDOT as well as all divisions, representatives, employees, agents, attorneys, or other persons acting for or on behalf of IDOT or a predecessor entity.

C. "Document" means all written, printed, typed, punched, taped, filed or graphic matter, however produced or reproduced, of every kind and description, in any form or storage medium including but not limited to electronic data or storage, now or formerly in your actual or constructive possession, custody, trust, care or control including but not limited to any correspondence (including letters, emails and attachments, facsimiles and any other electronic or wire transmissions, cables, telegrams, TWX's, and telexes); memoranda and notices, memoranda of conversations, conferences or telephone conversations; reports; data compilations or analyses; logs and records; photographs; books; papers; manuals; handbooks; bulletins; advisories;

messages; magazines; periodicals; film strips or movies; press releases; newspaper clippings; pamphlets; studies; notations; working papers; charts; graphs; plans; drawings; diagrams; computer printouts; computer disks; computer hard drive material; electronic recordings; indexes; minutes; transcripts; contracts; agreements; leases; legal pleadings; invoices; billings; statements; accounting books or records; financial data of any kind; journals; ledgers; diaries; tax returns; bylaws; rules; regulations; constitutions; annual reports, programs; certifications; and resolutions.

D. "Communication" means any oral or written utterance or statement of any nature whatsoever, including, but not limited to, letters, facsimiles, emails, conversations, discussions and agreements between or among two or more persons, and any notations, memoranda or other documents memorializing all of part of any of the foregoing.

E. "Person" shall mean any natural person, firm, partnership, association, joint venture, corporation, governmental agency or other organization, or legal or business entity, including, without limitation, any party to this action.

F. "Relating to" means in any way comprising, describing, reflecting, embodying, contained in, referring to, connected with or pertaining or relating to, in whole or in part.

G. "Identify," "identity" or "identification," when used with reference to a document, means to set forth, with respect to the original and each copy thereof, the following:

(a) Information sufficient to identify the document, such as its date, the name and addressee or addressees, the name of the signer or signers, the title or heading of the document and its approximate number of pages. Form documents may be identified by title of the form, a description of the method or preparation and disposition of all copies;

(b) The identity and address or addresses of the person or persons to whom copies were sent;

(c) The present or last known location of the possessor of the original document (or, if that is unavailable, the most legible copy);

(d) If any document was, but is no longer, in your possession, custody or control, state what disposition was made of it and the reason for such disposition; or

(e) In lieu of specifically identifying documents as requested in paragraphs (a)-(d), documents may be generally described (with enough particularity to identify which documents are responsive to the document request) and produced for inspection and copying. Provided, however, that all documents not produced must be identified and if there are no documents responsive to a particular interrogatory, that must be indicated in the answer to the interrogatory. Provided further, if any document is withheld or not identified under a claim or privilege, you must (a) identify each such document with sufficient particularity as to author(s), address(es), or recipient(s) and contents to allow the matter to be brought before the court; (b) state the nature of the privilege(s) asserted; and (c) state in detail the factual basis for the claim or privilege.

H. "Identify," "identity" or "identification," when used with reference to a person who is an individual, means to state his or her full name, social security number and present (or last known) address, his or her present or last known employer, and the address of each employer or last known address, and the present or last position held; when used with reference to a person other than an individual person, "identify," "identity" or "identification" means to state its full name, its principal business address, the nature of the organization, if known, and the identify of its owner(s), operator(s), officer(s), partner(s) or other managing personnel.

I. "Identify," "identity" or "describe," when used with respect to an (including an alleged) offense, occurrence, contract, transaction, decision, statement, communication or conduct (hereinafter collectively call "act"), or relationship, operation or activity, means to describe in substance the event or events constituting such act, or what transpired, the place, the date; and to identify all persons involved, present or having knowledge thereof, stating the subject matter of their knowledge and the manner in which such knowledge was acquired and to identify the documents referring or relating thereto.

J. Whenever you are requested to identify an agreement or communication, and such agreement or communication was oral, state the substance and date thereof, the identity of the

persons between whom it was made, the identity of each person present when it was made, and identify each document in which each such agreement was recorded or described or identify the location of such communication.

K. The Administrative Order on Consent (hereafter "AOC") shall refer to a June 11, 2007 Administrative Order on Consent for the "Southwestern Site Area," which was entered into between, among others, USEPA and Johns Manville and referenced in paragraph 10 to the Complaint in this action.

L. "Site 3" shall refer to the area known as Site 3 as defined in the AOC and located south of the Greenwood Avenue right-of-way and east of North Pershing Road in Waukegan, Illinois, including the land and subsurface that is part of this area.

M. "Site 6" shall refer to the area known as Site 6 as defined in the AOC and located on both sides of Greenwood Avenue in Waukegan, Illinois, including the land and subsurface that is part of this area.

N. The "104(e) Request" refers to the Request for Information under Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA") sent by USEPA to IDOT on September 29, 2000.

O. The "Amstutz Project" shall refer to the construction project located in Lake County, Illinois that involved portions of Site 3, Site 6 and Site 4/5 and has been identified previously as F.A. Route 42, Section 8-HB and 8-VB and includes any and all Bypasses, including Bypasses A, B and C.

P. "Site 3 Work" shall mean work done in order to build an embankment for Greenwood Avenue; work done to construct, maintain and/or remove Bypasses A and B and/or

any work done on Site 3 as part of the Amstutz Project, or to restore the surface or subsurface of Site 3 after removing Bypasses A and B.

Q. "Site 6 Work" shall mean work done in order to build an embankment for Greenwood Avenue; work done to construct, maintain and/or remove Bypasses A and B and/or any work done on Site 6 as part of the Amstutz Project, or to restore the surface or subsurface of Site 6 after removing Bypasses A and B.

### **DOCUMENT REQUESTS**

1. Any and all documents produced, created and/or reviewed in preparing your response to the 104(e) Request.
2. Any and all documents relating to the Amstutz Project.
3. Any and all documents relating to Sites 3 and 6.
4. Any and all documents relating to Site 3 Work and to Site 6 Work.
5. Any and all documents relating to the AOC.
6. Any and all documents relating to communications with USEPA, the Illinois Environmental Protection Agency, the Illinois Attorney General's office, the State of Illinois (including its Departments and Divisions) and/or, as to each, any of their employees, attorneys, consultants or agents involving Site 3, Site 6, the AOC or the 104(e) Request.
7. Any and all maps, drawings or specifications associated with any construction or reconstruction of Pershing Road, Greenwood Avenue and/or Sites 3 and 6 at any time.
8. Any and all documents relating to maintenance or construction work IDOT has performed or overseen at Sites 3 and 6 or on the Greenwood Avenue right-of-way east of the

point where Greenwood Avenue intersects the westernmost portion of the Pershing Road right-of-way since 1977.

9. Any and all documents relating to maintenance or construction work IDOT has performed or overseen involving Sites 3 and 6 other than the Amstutz Project.

10. Any and all IDOT policies and/or procedures in effect at the time of the Amstutz Project involving the sourcing and/or use of fill material.

11. Any and all IDOT policies and/or procedures in effect at the time of the Amstutz Project regarding the use, abatement, removal, handling or disposal of asbestos or asbestos-containing material.

12. Any and all documents relating to soil borings and/or other soil testing conducted at the Amstutz Project.

13. Any and all documents relating to materials excavated as part of Site 3 Work and/or Site 6 Work, including any records regarding the nature of the material, how and where it was deposited and/or disposed of.

14. Any and all correspondence with Eric Bolander Construction Company, its employees, agents, attorneys, representatives and/or its subcontractors that worked on the Amstutz Project relating in any way to the Amstutz Project.

15. Any and all documents related to work done by The Tewes Co., Inc. with respect to the Amstutz Project.

16. Any and all documents relating to the "removal and disposal of unsuitable material" as described in Exhibit A.

17. Any and all documents relating to the construction of the "Porous Granular Embankment" described in Exhibit A.

18. Any and all documents relating to asbestos or asbestos-containing material discovered at or around the time of the Amstutz Project at Site 3 and/or Site 6, and/or at other property where construction was performed as part of the Amstutz Project.

19. Any and all documents relating to the use, handling and disposal of asbestos or asbestos-containing material (including pipe) in the construction of the Amstutz Project.

20. Any and all documents involving work done as part of the Amstutz Project on Commonwealth Edison property, including any easements, relocation of retaining walls, and/or relocation of utilities.

21. Any and all communications with Johns Manville regarding the Amstutz Project.

22. Any and all documents regarding the use of "Perforated Asbestos Cement Underdrain Pipe" (see page 26 of Exhibit A) as part of the Amstutz Project, including the location of such pipe.

23. The Standard Specifications for Road and Bridge Construction and Specifications for Drain Pipe and Tile noted in the Exhibit A.

24. A complete copy of the "Authorization of Contract Changes Not Involving Section Length" indicating item numbers 205001, 202008, 204001, and 209002, which is partially reproduced at Exhibit B.

25. Any documents relating to the destruction of the Bypasses A, B or C, including drawings relating to the work performed or work to be performed.

26. Any documents relating to the relocation of the North Shore Sanitary District sewer line at or around the time of the Amstutz Project.

Dated: March 17, 2014

BRYAN CAVE LLP

Attorneys for Complainant Johns Manville

By:   
Susan Brice  
ARDC No. 6228903

Kathrine Hanna  
ARDC No. 6289375

161 North Clark Street, Suite 4300  
Chicago, Illinois 60601  
(312) 602-5124  
Email: susan.brice@bryancave.com

**CERTIFICATE OF SERVICE**

I, the undersigned, certify that on March 17, 2014, I caused to be served a true and correct copy of Complainant's First Set of Interrogatories and First Set of Document Requests to Respondent upon all parties listed on the Service List by sending the documents via e-mail to all persons listed on the Service List, addressed to each person's e-mail address. Paper hardcopies of this filing will be made available upon request.

  
Kathrine Hanna

**SERVICE LIST**

Phillip McQuillan  
Illinois Department of Transportation  
Office of Chief Counsel  
DOT Administration Building  
2300 South Dirksen Parkway, Room 313  
Springfield, IL 62764  
E-mail: Phillip.McQuillan@illinois.gov

Lance Jones  
Illinois Department of Transportation  
Office of Chief Counsel  
DOT Administration Building  
2300 South Dirksen Parkway, Room 313  
Springfield, IL 62764  
E-mail: Lance.Jones@illinois.gov