

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

TIMBER CREEK HOMES, INC.,)	
)	
Petitioner)	
)	
v.)	No. PCB 2014-099
)	(Pollution Control Facility Siting Appeal)
)	
VILLAGE OF ROUND LAKE PARK,)	
ROUND LAKE PARK VILLAGE BOARD))	
and GROOT INDUSTRIES, INC.,)	
)	
Respondents)	

NOTICE OF FILING

To: see service list

PLEASE TAKE NOTICE that on or before March 18, 2014 at 4:30 p.m., I filed the attached RLP Reply re Motion to Make Specific and Appeal to the Board with the Clerk of the Illinois Pollution Control Board, copies of which are hereby served upon you by email.

By: *Glenn C. Sechen*
The Sechen Law Group, PC
Attorney for the
Village of Round Lake Park

Certificate of Service

The undersigned hereby attorney certifies that on the 18th day of March, 2014, a copy of the above was filed and served by email, as agreed by counsel, upon the persons shown in the Service List:

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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VILLAGE OF ROUND LAKE PARK'S
REPLY RE MOTION TO MAKE SPECIFIC
AND APPEAL TO THE BOARD

The Village of Round Lake Park (sometimes referred to as Village Staff, RLP or VRLP) hereby replies to the response of Timber Creek Homes ("TCH") and appeals the Hearing Officer's March 4, 2014 order to the Board. In support thereof states as follows:

RLP filed its Motion to Make Specific in an attempt to complete this Section 40.1 "on the record" appeal, including discovery, within the allotted time frame. Years of email alone, some of it privileged and all intermingled, create a huge number of documents. There is little time to allow for normal courtroom procedures over a protracted period of time such as *in camera* inspections. That is reason enough for the Board to consider making its rulings on discovery in accordance with RLP's motion.

However here, the TCH Reply goes too far. What TCH did was to shine a spotlight on what it is attempting. Its Fishing Expedition has now turned into a Witch Hunt without any of it having been pled. All of this is in an attempt to expand the scope

of discovery and admissible evidence while it searches for something to support its baseless claims. Intimidation can be the only motive.¹

In its Response, TCH claims an "artificial attempt to limit the scope of discovery" regarding a "collusive scheme" which, oddly enough, is contained in and revealed by "Village Board meeting minutes" the accuracy of which RLP and the Village Board have admitted. Significantly, these minutes are a matter of public record and are available on the Village website. Anything contained therein that TCH finds useful could have and should have been pled. Instead the relevant portion of the TCH petition, Paragraph 7, is void of facts. A copy of the TCH Petition is contained in Exhibit A.

TCH complains of blanket objections to its discovery. That is quite astonishing given TCH's blanket discovery requests completely ignoring well established legal privileges and adding fuel in the form of an extensive list of defined terms to the fire. For example, some of those discovery requests include the following in summarized form. For convenience, the TCH interrogatories are attached in Exhibit B and the TCH production request is attached in Exhibit C.

INTERROGATORIES

1. Identify all communications by any member of the Village Board. [so broad that it includes attorney-client privilege material as well as legislative privilege material]
2. Identify all communications RLP's counsel had regarding the transfer station. [so broad that it includes that revealing mental impressions and strategy of RLP's Counsel, attorney work product privileged material, and attorney-client material]

¹ Larry Cohn, of TCH addressed the Village Board in public comment at the end of the hearings. Mr. Cohn EXPRESSLY THREATENED the Village Board stating that if the Village Board grants siting, TCH will appeal and will take the depositions of each member of the Village Board. At that point, the Hearing Officer put an end TCH's threats. Record, C03849-50

3. Identify all communication between members of the Village Board regarding the transfer station. [legislative privilege]

11. Identify all contacts and communication to the present between RLP Counsel and his client during. [so broad it includes that revealing mental impressions and strategy (including during this appeal) of RLP's Counsel, attorney work product privilege, and attorney-client material]²

12-13. Appraiser related material. *See above*

PRODUCTION:

17. All documents related to or reflecting discussion, consideration or contemplation of a waste transfer station. [so broad that it includes that revealing strategy and mental impressions of RLP's Counsel, attorney work product privilege, and attorney-client material]

19. All documents relating to or reflecting the scope of RLP Counsel's retention to the present including all invoices to the present. [so broad that it includes that revealing mental impressions and strategy of RLP's Counsel, attorney work product privilege, not to mention post siting approval material including this appeal]

20. All documents relating to or reflecting all communications between any member of the Village Board and RLP Counsel from the date of his retention to the present. [so broad that it includes that revealing mental impressions and strategy of RLP's Counsel, attorney work product privilege, and attorney-client material, not to mention post siting approval material including this appeal]

21-23. Appraiser related material. *See above*

² There were no contacts during the pendency of the siting Application.

Significantly, TCH has made it clear in its consolidated response to discovery objections that it expects a listing of any material claimed to be privileged over the relevant period of years. TCH should not be seeking to invade the attorney-client privilege and other well recognized privileges to start with.

Appeal of Order March 4, 2014 Denying M Quash:

In the instant order the Hearing Officer wrote, "TCH has alleged that the local siting proceedings were fundamentally unfair when the Village failed to disclose that it was a co-applicant with Groot and that the retained appraiser failed to generate an independent review as required by the USPAP". At this time, I find that TCH's subpoena seeking that information lies outside the record might be relevant information or information calculated to lead to relevant information."

The finding that TCH "has alleged" is apparently based on TCH's oral statements during status conferences and its various responses to motions. Importantly, TCH has pled no such thing. No facts are pled in its petition contained in Exhibit A hereof. What is an undisclosed co-applicant? Neither the Hearing Officer nor, most significantly, TCH has defined it and it isn't pled in any form. What it means is a complete mystery and likely has an evolving meaning like everything else TCH has claimed. The Board is certainly not required to guess the meaning. The Respondents are entitled fundamental fairness too and are entitled to know what they are defending.

In the instant order the Hearing Officer also found that RLP's expert "appraiser failed to generate an independent review as required by the USPAP" and accordingly allowed TCH to seek material outside the record. However, in its

consolidated response to respondent's discovery objections, TCH admitted that it cross examined the appraiser on the record regarding the USPAP during the hearings, even quoting from the transcript.

Since TCH obviously was aware of what it claims to be an issue, why wasn't it pled? See, TCH Petition, Exhibit A. Do the Hearing Officer and TCH propose some sort of *ex post facto* impeachment of the appraiser, perhaps going to the underlying criterion? RLP's appraiser was cross examined at length by TCH. Is it proposed that the Board make its own determination of the weight of the evidence based on whatever TCH hopes to discover? That testimony is in the record and was presumably evaluated by the Village Board in reaching its decision. All of this is simply a manifest weight issue mascaraing as fundamental fairness.

WHEREFORE, Respondent, the Village of Round Lake Park, respectfully requests that the Pollution Control Board reverse the Hearing Officer's order March 4, 2014 and, as this case is out of control, promptly decide the pending motions returning this matter to the proper scope of a Section 40.1 on the record appeal. Nothing else is justified by the petition.

Respectfully submitted,
Village of Round Lake Park

By Glenn C. Sechen
One of Its Attorneys

Glenn C. Sechen
The Sechen Law Group, PC
13909 Laque Drive
Cedar Lake, IN 46303
312-550-9220

EXHIBIT A

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

TIMBER CREEK HOMES, INC.,)	
)	
Petitioner)	
)	
v.)	No. PCB 2014-099
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VILLAGE OF ROUND LAKE PARK,)	(Pollution Control Facility Siting Appeal)
ROUND LAKE PARK VILLAGE BOARD)	
and GROOT INDUSTRIES, INC.,)	
)	
Respondents)	

**PETITION FOR REVIEW OF DECISION CONCERNING SITING OF A
NEW POLLUTION CONTROL FACILITY**

Now comes Petitioner, Timber Creek Homes, Inc. ("TCH"), by its attorneys, Jeep & Blazer, LLC, and hereby submits its Petition for Review of the decision of the Village Board of Round Lake Park, Illinois (the "Village Board") conditionally approving the Site Location Application submitted by Groot Industries, Inc. ("Groot") for a municipal solid waste transfer station to be located at the northeast corner of Illinois Route 120 and Porter Drive in the Village of Round Lake Park (the "Village"), and in support thereof states:

1. This Petition is filed pursuant to Section 40.1 of the Illinois Environmental Protection Act, (the "Act"), 415 ILCS 5/40.1, and in accordance with Sections 107.200-107.208 of the Illinois Pollution Control Board Regulations, 35 IAC 107.200-208.
2. Groot filed its siting application (the "Application") with the Village Clerk on June 21, 2013.
3. A public hearing on the Application commenced on September 23, 2013 and closed on October 2, 2013. Written public comment was received from the time the Application was filed until 30 days thereafter, at which time the record was closed.

4. TCH owns and operates a residential community on property in the Village located very near the proposed transfer station, and is so situated as to be directly affected by the proposed facility.

5. TCH appeared and participated in the hearings held before the Village Board as an Objector to the request for siting approval. TCH's participation included the filing of motions and responses to motions, cross examination of witnesses, presentation of evidence and witnesses, and submission of written arguments.

6. On December 12, 2013 a majority of the Village Board adopted Village Resolution Number 13-09, approving with conditions Groot's Application for siting of the subject transfer station. This is the Village Board's final decision on the Application, and a true and correct copy of the Resolution is attached hereto as Exhibit A.

7. The local siting review procedures, hearings, decision, and process, individually and collectively, were fundamentally unfair in at least two respects. First, members of the Village Board prejudged the Application and were biased in favor of Groot. Second, the Hearing Officer, appointed to oversee the hearing process and render proposed findings and conclusions, usurped the authority of the Village Board by making determinations that were beyond the scope of his authority and that were solely the province of the Village Board. The Village Board in turn failed in its statutory duty to make those determinations.

8. In addition, the Village Board majority's finding that Groot met its burden of proving the nine statutory siting criteria, subject to certain conditions, was against the manifest weight of the evidence, and contrary to existing law, with respect to criteria I

(need), ii (public health, safety and welfare), iii (character of the surrounding area and property values), vi (traffic) and viii (consistency with county solid waste plan).

WHEREFORE, TCH requests that this Board enter an Order:

- A. Reversing the County Board's siting decision;
- B. Setting for hearing this contest of the Village Board's siting decision; and
- C. For such other and further relief as this Board deems appropriate.

Respectfully submitted,
Timber Creek Homes, Inc.

By: 
One of its attorneys

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Jeffery D. Jeep (ARDC No. 6182830)
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EXHIBIT B

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

TIMBER CREEK HOMES, INC.,)	
)	
Petitioner)	
)	
v.)	No. PCB 2014-099
)	
VILLAGE OF ROUND LAKE PARK,)	(Pollution Control Facility Siting Appeal)
ROUND LAKE PARK VILLAGE BOARD)	
and GROOT INDUSTRIES, INC.,)	
)	
Respondents)	

PETITIONER’S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS FROM VILLAGE OF ROUND LAKE PARK AND ROUND LAKE PARK VILLAGE BOARD

Now comes Petitioner, Timber Creek Homes, Inc. (“TCH”), by its attorneys, Jeep & Blazer, LLC, and pursuant to 35 IAC 101.616, hereby requests that Respondents Village of Round Lake Park (“VRLP”) and Round Lake Park Village Board (the “RLP Board”), produce the documents requested herein for inspection and copying at the offices of Jeep & Blazer, LLC, 24 N. Hillside Avenue, Suite A, Hillside, Illinois within 28 days of service hereof.

DEFINITIONS AND INSTRUCTIONS

A. Unless otherwise specifically indicated, the period of time encompassed by this Request is March 1, 2008 through June 21, 2013.

B. "Documents" shall include all written material or other tangible medium of reproduction of every kind or description, however produced or reproduced, including, without limitation, correspondence, notes, memoranda, recordings, photographs, letters, financial statements, tax returns, bank account statements, specifications, inspection reports, blueprints, drawings, diagrams, charts, summaries, computer printouts, computer or other digital data, microfilm, microfiche, records of oral conversations, diaries, calendars, field reports, logs, minutes, meetings, analyses, projections, work papers, tape recordings, films, video tapes, models, statistical statements, graphs, laboratory and engineering reports and notebooks, plans, minutes or records of meetings, minutes or records of conferences, lists of persons attending

meetings or conferences, reports and/or summaries of investigations, opinions, or reports of consultants, appraisals, evaluations, records, contracts, agreements, leases, invoices, receipts, preliminary drafts, however denominated, by whomever prepared, to whomever addressed, which are in possession of the respondent as defined herein. Further, "documents" includes any copies of documents which are not identical duplicates of originals, including, but not limited to, all drafts of whatever date and copies with typed or handwritten notations, and any other form of reporting, storing, maintaining or indexing such information, including, without limitation, electronic storage, computer storage, shorthand notes, diagrams, magnetic cards and other forms of storage.

C. "Communication" includes all discussions, conversations, interviews, meetings, negotiations, emails, instant messaging, cablegrams, mailgrams, telegrams, telexes, cables, or other forms of written or verbal intercourse, however transmitted, including reports, notes, memoranda, lists, agendas, and other documents and records of communication, the identity of person(s) to whom and by whom it was made, the date it was made, the circumstances under which it was made, including but not limited to the location where it was made, the date it was made, the means by which it was made, and the form in which it was made.

D. "Relating to" shall refer to documents that contain or refer in any way, directly or indirectly, to or in any legal, logical or factual way, or are in any other way connected with, the subject matter of a paragraph of this Request.

E. "Person" includes any individual, corporation, unit of government, trust, and any other collective organization or entity unless the context clearly indicates reference to an individual person.

F. Whenever reference is made to any person or entity by name, such reference shall be deemed to include all of the person's or entity's agents, employees, appointed officials, elected officials and attorneys, and the entity's subsidiaries, departments, committees, affiliates, merged, consolidated or acquired predecessors, divisions and holding or parent companies, and includes

present and former elected and appointed officials, officers, directors, shareholders, agents, employees and attorneys.

G. As used herein, "and" as well as "or" should be considered either disjunctively or conjunctively as necessary to bring within the scope of this request any documents which might otherwise be construed to be outside its scope.

H. This request shall be deemed continuing so as to require prompt, further and supplemental production if you obtain possession of documents responsive to any request herein.

I. If you assert that any document called for by this request is privileged, you shall provide the following information with respect to each document:

- (1) Its date;
- (2) Its author;
- (3) All addresses of recipients of the original or copies thereof;
- (4) A brief description of its subject matter and physical size; and
- (5) The nature of the privilege claimed.

J. Wherever appropriate herein, the singular form of a word should be interpreted to include the plural, and vice versa.

K. In producing documents responsive to this request, you are requested to indicate for which paragraph each document is responsive.

L. If any document requested by this request has been destroyed, mutilated, altered, redacted, or discarded, that document must be identified by stating:

- (1) The name and address of the sender of the document;
- (2) The name and address of the author of the document;
- (3) The name and address of all entities to whom the document was addressed;
- (4) The name and address of all entities to whom a copy of the document was sent;

- (5) The name and address of all entities known to Defendants who had seen the document or participated in communications about the document;
- (6) The job title of each entity listed in (1) through (5) above;
- (7) The name and address of all entities known to Defendants who have received or currently possess a copy of the document;
- (8) The date of the document;
- (9) The date of destruction, alteration, mutilation, redaction, or discard of the document, manner of destruction, alteration, mutilation, redaction, or discard of the document, and reasons for destruction, alteration, mutilation, redaction, or discard of the document;
- (10) A brief description of the nature and subject of the document; and
- (11) The entity authorizing and performing the destruction, alteration, mutilation, redaction, or discard of the document.

M. If you object to any of the definitions or instructions herein, or to any of these specific requests herein, state in writing each objection and the grounds thereof.

N. You are requested to produce an affidavit stating whether the production is complete in accordance with this request as provided in Illinois Supreme Court Rule 214.

DOCUMENTS REQUESTED

1. All documents relating to or reflecting all meetings, conversations, communications and contacts between VRLP and Groot Industries, Inc..

2. All documents relating to or reflecting all meetings, conversations, communications and contacts between any member of the RLP Board and Groot Industries, Inc..

3. All documents relating to or reflecting all meetings, conversations, communications and contacts between VRLP and Lee Brandsma.

4. All documents relating to or reflecting all meetings, conversations, communications and contacts between any member of the RLP Board and Lee Brandsma.

5. All documents relating to or reflecting all meetings, conversations, communications and contacts between VRLP and Larry Groot.

6. All documents relating to or reflecting all meetings, conversations, communications and contacts between any member of the RLP Board and Larry Groot between March 2008 and June 21, 2013.

7. All documents relating to or reflecting all meetings, conversations, communications and contacts between VRLP and Walter Willis.

8. All documents relating to or reflecting all meetings, conversations, communications and contacts between any member of the RLP Board and Walter Willis.

9. All documents relating to or reflecting all meetings, conversations, communications and contacts between VRLP and Chicago Bridge & Iron Company.

10. All documents relating to or reflecting all meetings, conversations, communications and contacts between any member of the RLP Board and Chicago Bridge & Iron Company.

11. All documents relating to or reflecting all meetings, conversations, communications and contacts between VRLP and The Shaw Group and/or Shaw Environmental, Inc..

12. All documents relating to or reflecting all meetings, conversations, communications and contacts between any member of the RLP Board and The Shaw Group and/or Shaw Environmental, Inc..

13. All documents relating to or reflecting all meetings, conversations, communications and contacts between VRLP and Devin Moose.

14. All documents relating to or reflecting all meetings, conversations, communications and contacts between any member of the RLP Board and Devin Moose.

15. All documents relating to or reflecting all meetings, conversations, communications and contacts between VRLP and Doug Allen.

16. All documents relating to or reflecting all meetings, conversations, communications and contacts between any member of the RLP Board and Doug Allen.

17. All documents relating to or reflecting discussion, consideration or contemplation of a waste transfer station in the Village of Round Lake Park.

18. All documents relating to or reflecting the retention of Glenn Sechen ("Sechen") by VRLP, including, but not limited to, all documents relating to or reflecting the scope of Sechen's retention.

19. All documents relating to or reflecting all services performed by Sechen from the date of his retention by VRLP to the present, including, but not limited to, all invoices or statements for services rendered.

20. All documents relating to or reflecting all communications between any member of the RLP Board and Sechen from the date of his retention by VRLP to the present.

21. All documents relating to or reflecting the retention of Dale Kleszynski ("Kleszynski") by VRLP, including, but not limited to, all documents relating to or reflecting the scope of Kleszynski's retention.

22. All documents relating to or reflecting all services performed by Kleszynski from the date of his retention by VRLP to the present, including, but not limited to, all invoices or statements for services rendered.

23. All documents relating to or reflecting all communications between VRLP and Kleszynski from the date of his retention by VRLP to the present.

24. All documents relating to or reflecting all communications between any member of the RLP Board and Kleszynski from the date of his retention by VRLP to the present.

Respectfully submitted,
Timber Creek Homes, Inc.

By: _____
One of its attorneys

Michael S. Blazer (ARDC No. 6183002)

Jeffery D. Jeep (ARDC No. 6182830)

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he caused a copy of PETITIONER'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS FROM VILLAGE OF ROUND LAKE PARK AND ROUND LAKE PARK VILLAGE BOARD to be served on the following, via electronic mail transmission, on this 1st day of February, 2014:

Hearing Officer

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Michael S. Blazer
One of the attorneys for
Petitioner

EXHIBIT C

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

TIMBER CREEK HOMES, INC.,)	
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)	
Respondents)	

**PETITIONER’S FIRST SET OF INTERROGATORIES TO
VILLAGE OF ROUND LAKE PARK AND ROUND LAKE PARK VILLAGE BOARD**

Now comes Petitioner, Timber Creek Homes, Inc. (“TCH”), by its attorneys, Jeep & Blazer, LLC, and pursuant to 35 IAC 101.616, hereby propounds upon Respondents, Village of Round Lake Park (“VRLP”) and Round Lake Park Village Board (the “Village Board”), the following interrogatories to be answered fully in writing and under oath, within 28 days after service hereof. The responses to these Interrogatories shall be prepared in accordance with the "Definitions and Instructions" set forth herein.

DEFINITIONS AND INSTRUCTIONS

- A. Unless otherwise specifically indicated, the period of time encompassed by these Interrogatories is March 1, 2008 through June 21, 2013.
- B. The term "person" includes any individual, corporation, unit of government, trust, and any other collective organization or entity unless the context clearly indicates reference to an individual person.
- C. Whenever reference is made to any person or entity by name, such reference shall be deemed to include all of the person's or entity's agents, employees, appointed

officials, elected officials and attorneys, and the entity's subsidiaries, departments, committees, affiliates, merged, consolidated or acquired predecessors, divisions and holding or parent companies, and includes present and former elected and appointed officials, officers, directors, shareholders, agents, employees and attorneys.

- D. The term "relating to" means referring to, reflecting, and/or pertaining in any way, directly or indirectly, to or in any legal, logical or factual way connected with the matter discussed, and includes any documents used in the preparation of any document called for by each paragraph of these interrogatories.
- E. The term "communication" includes all discussions, conversations, interviews, meetings, negotiations, emails, instant messaging, cablegrams, mailgrams, telegrams, telexes, cables, or other forms of written or verbal intercourse, however transmitted, including reports, notes, memoranda, lists, agendas, and other documents and records of communication, the identity of person(s) to whom and by whom it was made, the date it was made, the circumstances under which it was made, including but not limited to the location where it was made, the date it was made, the means by which it was made, and the form in which it was made.
- F. As used herein, "and" as well as "or" should be considered either disjunctively or conjunctively as necessary to bring within the scope of these interrogatories any information which might otherwise be construed to be outside of their scope.
- G. Wherever appropriate herein, the singular form of a word should be interpreted to include the plural, and vice versa.
- H. As used herein, the word "identify" when used in connection with a verbal

communication shall mean to state the following:

1. The date of that communication;
2. Identify the persons who were parties to that communication;
3. Identify the persons who were witnesses (other than the parties) to the communication;
4. State whether that communication was face-to-face and/or over the telephone, and if face-to-face, describe the location of that communication; and
5. Identify any documents which pertain to that communication.

I. As used herein, the word "identify" when used in reference to a natural person (i.e., human being) means to state:

1. The person's full name;
2. Present (or last known) address;
3. Present (or last known) occupation or position; and
4. Name of his present (or last known) employer.

L. The word "identify" when used in reference to a person other than an individual, means to state:

1. Its full name;
2. Its present (or last known) address ; and
3. Its present (or last known) telephone number.

M. The word "identify" when used in reference to a document, means to state:

1. Its date;
2. Its subject and its substance;

3. Its author
 4. Its recipients; and
 5. The type of documents (e.g., letter memorandum, telegram, chart, computer input or print-out, photograph, sound reproduction, etc.
- N. If you object to any of the definitions or instructions herein, or to any of the interrogatories herein, state in writing each objection and the grounds thereof.

INTERROGATORIES

1. Identify all communications in verbal, written or electronic form made by or to any member of the RLP Board relating to the subject of a waste transfer station in the Village of Round Lake Park.

ANSWER:

2. Identify all communications in verbal, written or electronic form made by or to VRLP relating to the subject of a waste transfer station in the Village of Round Lake Park.

ANSWER:

3. Identify all meetings, conversations, communications and contacts between any member of the RLP Board and any other member of the RLP Board where the subject of a waste transfer station in the Village of Round Lake Park was discussed.

ANSWER:

4. Identify all meetings, conversations, communications and contacts between any member of the RLP Board and any officer, agent, employee or representative of Groot Industries, Inc.

ANSWER:

5. Identify all meetings, conversations, communications and contacts between any member of the RLP Board and Lee Brandsma.

ANSWER:

6. Identify all meetings, conversations, communications and contacts between any member of the RLP Board and Larry Groot.

ANSWER:

7. Identify all meetings, conversations, communications and contacts between any member of the RLP Board and Walter Willis.

ANSWER:

8. Identify all meetings, conversations, communications and contacts between any member of the RLP Board and Devin Moose.

ANSWER:

9. Identify all meetings, conversations, communications and contacts between any member of the RLP Board and Chicago Bridge & Iron Company.

ANSWER:

10. Identify all meetings, conversations, communications and contacts between any member of the RLP Board and Shaw Environmental, Inc.

ANSWER:

11. Identify all meetings, conversations, communications and contacts between any member of the RLP Board and Glenn Sechen from the date of his retention by VRLP to the present.

ANSWER:

12. Identify all meetings, conversations, communications and contacts between any member of the RLP Board and Dale Kleszynski from the date of his retention by VRLP to the present.

ANSWER:

13. Identify all meetings, conversations, communications and contacts between VRLP and Dale Kleszynski from the date of his retention by VRLP to the present.

ANSWER:

Respectfully submitted,
Timber Creek Homes, Inc.

By: _____
One of its attorneys

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he caused a copy of PETITIONER'S FIRST SET OF INTERROGATORIES TO VILLAGE OF ROUND LAKE PARK AND ROUND LAKE PARK VILLAGE BOARD to be served on the following, via electronic mail transmission, on this 1st day of February, 2014:

Hearing Officer

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Illinois Pollution Control Board
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100 W. Randolph Street
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Brad.Halloran@illinois.gov

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