

27/Jan/2005 01:25 PT FROM: The Jeff Diver Group TO: Halloran, Bradley

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Message

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JAN 27 2005

STATE OF ILLINOIS
Pollution Control Board**Michael S. Blazer**

From: Michael S. Blazer [mblazer@enviroatty.com]
Sent: Thursday, January 27, 2005 3:09 AM
To: 'Sharkey, Patricia F.'
Subject: RE: Pattermann v. Boughton, Respondent's Exhibit List

Pat:

I am in receipt of your Exhibit List, which was e-mailed to me on January 26 at 5:54 p.m. I note that this was served two days after it was originally due, per the Joint Pre-Trial Memorandum. More to the point, I note that it was tendered only after I pointed out in my recent filings that neither one of us had exchanged Exhibit Lists because of my pending Motion for Voluntary Dismissal. Your transmittal simply ignores this fact. Your belated effort to avoid the reason for and consequences of our mutual failure to comply with the Pre-Trial Memorandum as a transparent effort to ignore the facts. It has been clear since last week that your primary concern was the desire to recover "costs" to which you are not entitled. I believe our position on these issues has been made clear in our recent filings and I can see no purpose in further discussion on the matter.

Michael S. Blazer

Principal

The Jeff Diver Group, L.L.C.

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-----Original Message-----

From: Sharkey, Patricia F. [mailto:PSharkey@mayerbrownrowe.com]
Sent: Wednesday, January 26, 2005 5:54 PM
To: Michael S. Blazer
Subject: Pattermann v. Boughton, Respondent's Exhibit List

Mike-- I attach Boughton's exhibit list. Please let me know if you will be providing an exhibit list. We look forward to talking to you and the hearing officer tomorrow at 11:45 am. - Pat

<<1258571.doc>>

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1/27/2005

1-27-05; 4:22AM ;

The Jeff Diver Group;# 3

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e-mail.

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27/JAN/2005 01:24 PT FROM: The Jeff Diver Group TO: Halloran, Bradley

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JAN 27 2005

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Michael S. Blazer
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TELECOPY COVER SHEET

DATE: 1/27/2005

OUR FILE #: 00484.1

TIME: 3:24:04 AM

FAX NO. +1 (312) 814-3669

SUBJECT: Pattermann v. Boughton

PLEASE DELIVER THE FOLLOWING MESSAGE TO:

NAME: Bradley Halloran

COMPANY: Illinois Pollution Control Board

MESSAGE: Dear Mr. Halloran:

I enclose an e-mail exchange between counsel for the parties regarding the exchange of Exhibit Lists. I believe this is relevant to our upcoming discussion this morning.

FROM: Michael S. Blazer

NUMBER OF PAGES: 3 (including cover sheet)

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