

Electronic Filing: Received, Clerk's Office 11/17/2023

From: [Halloran, Brad](#)
To: [Brown, Don](#)
Subject: RE: [External] Re: Official Service: PCB 2023-014, Paul Christian Pratapas v. Horizon Construction Group, Inc.
Date: Friday, November 17, 2023 8:42:26 AM
Attachments: [image002.png](#)

Thanks don.

From: Brown, Don <Don.Brown@illinois.gov>
Sent: Friday, November 17, 2023 8:07 AM
To: Halloran, Brad <Brad.Halloran@illinois.gov>
Subject: RE: [External] Re: Official Service: PCB 2023-014, Paul Christian Pratapas v. Horizon Construction Group, Inc.

Will do

Don A. Brown
Clerk of the Board
Illinois Pollution Control Board
312-814-3461
FAX: 312-814-3669

Don.Brown@illinois.gov

*The new address for the IPCB is:
60 E. Van Buren St., Ste. 630
Chicago, Illinois 60605*

From: Halloran, Brad <Brad.Halloran@illinois.gov>
Sent: Thursday, November 16, 2023 5:26 PM
To: Brown, Don <Don.Brown@illinois.gov>
Cc: Halloran, Brad <Brad.Halloran@illinois.gov>
Subject: FW: [External] Re: Official Service: PCB 2023-014, Paul Christian Pratapas v. Horizon Construction Group, Inc.

Don, I think this ought to be filed. I think we should file everything he emails. Thanks.

From: Paul Pratapas <paulpratapas@gmail.com>
Sent: Thursday, November 16, 2023 4:27 PM
To: Halloran, Brad <Brad.Halloran@illinois.gov>
Cc: Goeller, Jon Micah <JonMicah.Goeller@huschblackwell.com>; Lewandowski, Richard <Richard.Lewandowski@huschblackwell.com>
Subject: Re: [External] Re: Official Service: PCB 2023-014, Paul Christian Pratapas v. Horizon Construction Group, Inc.

My apologies, I was confused on this and wasn't able to participate in the call. I am starting a new overnight job today and things have been very confusing with the onboarding process/schedule because of them.

I don't need anything. If they want to request discovery go ahead and I will get to it ASAP. There really isn't anything beyond the pictures I submitted, the regulations and logical inferences made between the two and SWPPP requirements. If something in a picture requires clarification please let me know.

The SWPPP binder would likely need a formal investigation to determine the full extent of the violations and to cooperate with Law Enforcement as logic very clearly points to potential criminal violations. I don't think me requesting the binder so long after the first documented request and then finding all the problems is appropriate or the intention of the permit program and/or racketeering laws. And again, everyone working on site signed a certification and nothing in this paragraph is or can be surprising. If it is, read the first sentence again.

I will be filing a formal change of phone number and clarifying the mailing address. My mobility has been limited and access to printing limited. I should be able to return to form tomorrow.

Kind Regards,

Paul Pratapas
www.peapod.services

On Thu, Nov 16, 2023 at 1:35 PM Halloran, Brad <Brad.Halloran@illinois.gov> wrote:

Do we have a call-in number or you can call me and I will attempt to patch people in if I have numbers. Thanks

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From: Paul Pratapas <paulpratapas@gmail.com>
Sent: Thursday, October 26, 2023 10:53 AM
To: Halloran, Brad <Brad.Halloran@illinois.gov>
Cc: Goeller, Jon Micah <JonMicah.Goeller@huschblackwell.com>; Lewandowski, Richard <Richard.Lewandowski@huschblackwell.com>
Subject: [External] Re: Official Service: PCB 2023-014, Paul Christian Pratapas v. Horizon Construction Group, Inc.

fine with me

Kind Regards,

Paul Pratapas
630.696.2843

On Thu, Oct 26, 2023 at 10:34 AM Halloran, Brad <Brad.Halloran@illinois.gov> wrote:

Mr. Lewandowski and Mr. Pratapas, can we have a telephonic status conference on November 16, 2023, at 1:30? I will issue an order today if no conflicts. Thank you.

From: Lewandowski, Richard <Richard.Lewandowski@huschblackwell.com>
Sent: Wednesday, October 25, 2023 2:58 PM
To: Halloran, Brad <Brad.Halloran@illinois.gov>; Paul Pratapas <paulpratapas@gmail.com>
Cc: Goeller, Jon Micah <JonMicah.Goeller@huschblackwell.com>
Subject: [External] RE: Official Service: PCB 2023-014, Paul Christian Pratapas v. Horizon Construction Group, Inc.

Thank you, this will certainly keep until tomorrow. We appreciate your dealing with this in the midst of everything else on your plate.

Rick Lewandowski

Richard J. Lewandowski
Senior Counsel
Direct: 608-258-7388
Mobile: 608-886-3898
Richard.Lewandowski@huschblackwell.com

From: Halloran, Brad <Brad.Halloran@illinois.gov>
Sent: Wednesday, October 25, 2023 2:55 PM
To: Lewandowski, Richard <Richard.Lewandowski@huschblackwell.com>; Paul Pratapas <paulpratapas@gmail.com>
Cc: Goeller, Jon Micah <JonMicah.Goeller@huschblackwell.com>; Halloran, Brad <Brad.Halloran@illinois.gov>
Subject: RE: Official Service: PCB 2023-014, Paul Christian Pratapas v. Horizon Construction Group, Inc.

[EXTERNAL EMAIL]

That will be fine-although we still have nothing to discuss until the Board makes its decision on the motions before it. I have a conference now and, if okay, I will get back to you tomorrow regarding alternative and shorter date. Thank you.

From: Lewandowski, Richard <Richard.Lewandowski@huschblackwell.com>
Sent: Wednesday, October 25, 2023 2:52 PM
To: Halloran, Brad <Brad.Halloran@illinois.gov>; Paul Pratapas <paulpratapas@gmail.com>
Cc: Goeller, Jon Micah <JonMicah.Goeller@huschblackwell.com>
Subject: [External] RE: Official Service: PCB 2023-014, Paul Christian Pratapas v. Horizon Construction Group, Inc.

Mr. Halloran, thank you for the prompt reply. We would much prefer a short delay than waiting until early December.

Richard J. Lewandowski
Senior Counsel
Direct: 608-258-7388
Mobile: 608-886-3898
Richard.Lewandowski@huschblackwell.com

From: Halloran, Brad <Brad.Halloran@illinois.gov>
Sent: Wednesday, October 25, 2023 2:47 PM
To: Lewandowski, Richard <Richard.Lewandowski@huschblackwell.com>; Paul Pratapas <paulpratapas@gmail.com>
Cc: Goeller, Jon Micah <JonMicah.Goeller@huschblackwell.com>; Halloran, Brad <Brad.Halloran@illinois.gov>
Subject: RE: Official Service: PCB 2023-014, Paul Christian Pratapas v. Horizon Construction Group, Inc.

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[EXTERNAL EMAIL]

Mr. Lewandowski- It is my understanding that the Board has taken under consideration your motion under advisement. Not sure what we can discuss until the Board makes its ruling. We can make it for next week if you would like but I have not seen the Board agenda for next Thursday. Please advise. Thank you.

From: Lewandowski, Richard <Richard.Lewandowski@huschblackwell.com>
Sent: Wednesday, October 25, 2023 2:36 PM
To: Halloran, Brad <Brad.Halloran@illinois.gov>; Paul Pratapas <paulpratapas@gmail.com>
Cc: Goeller, Jon Micah <JonMicah.Goeller@huschblackwell.com>
Subject: [External] RE: Official Service: PCB 2023-014, Paul Christian Pratapas v. Horizon Construction Group, Inc.

Mr. Halloran, thank you for your email. We are concerned about a six week delay when very simple alternatives are available that will allow this matter to proceed tomorrow morning as scheduled:

- Mr. Pratapas found a way to email the Board, meaning that he found both internet access and the electricity needed to send the email;
- We can call his cell (which is battery operated) and you at the scheduled time; this does not require him to have electricity in his apartment;
- We understand that Mr. Pratapas moved to Memphis to work for a unit of local government. The call is scheduled during normal business hours. If he can't charge his phone at home, he should be able to do so at work, OR we could call him at his work number and join you to the call;
- To the best of our knowledge, Memphis is not experiencing a catastrophic power failure; any difficulties Mr. Pratapas may face are local and most likely of his own making.

We filed a comprehensive motion to dismiss, along with supporting materials, on June 21, 2023; we filed a reply brief in support of that motion on July 21, 2023. You probably noted that on October 24, we filed our brief in opposition to Mr. Pratapas' motion to amend the complaint yet again.

This matter has dragged on for a considerable amount of time. All work on the project was completed early last summer. Mr. Pratapas missed three prior status calls, did not respond to any of our discovery requests (including requests for admission), and failed to disclose any witnesses or identify any documents supporting his claims.

With all due respect, our client deserves to get this matter resolved and behind them. We ask that the call proceed tomorrow morning as scheduled.

Respectfully submitted,

Richard J. Lewandowski
Senior Counsel

HUSCH BLACKWELL LLP
33 East Main Street,
Suite 300
Madison, WI 53703-3095

Direct: 608-258-7388
Mobile: 608-886-3898
Fax: 608-258-7138

Richard.Lewandowski@huschblackwell.com
huschblackwell.com
[vBio|vCard](#)

Technology, Manufacturing & Transportation
Environmental

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From: Halloran, Brad <Brad.Halloran@illinois.gov>
Sent: Wednesday, October 25, 2023 1:54 PM
To: Goeller, Jon Micah <JonMicah.Goeller@huschblackwell.com>; Lewandowski, Richard <Richard.Lewandowski@huschblackwell.com>; Paul Pratapas <paulpratapas@gmail.com>
Cc: Halloran, Brad <Brad.Halloran@illinois.gov>
Subject: RE: Official Service: PCB 2023-014, Paul Christian Pratapas v. Horizon Construction Group, Inc.

[EXTERNAL EMAIL]

Counsel- Mr. Pratapas recently emailed our Clerk and said he has no electricity and will not be available for the status tomorrow. I suggest

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we reschedule the status to December 7, 2023, at 11:30 a.m. Thank you and let me know.

From: Mims, Barbara <Barbara.Mims@illinois.gov>

Sent: Monday, September 25, 2023 12:13 PM

To: jonmichah.goeller@huschblackwell.com; richard.lewandowski@huschblackwell.com; Paul Pratapas <paulpratapas@gmail.com>

Cc: Halloran, Brad <Brad.Halloran@illinois.gov>

Subject: Official Service: PCB 2023-014, Paul Christian Pratapas v. Horizen Construction Group, Inc.

By this e-mail, the Illinois Pollution Control Board serves you with the attached order of September 25, 2023.

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.