

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,	)	
LISA MADIGAN, Attorney General of	)	
the State of Illinois,	)	
	)	
Complainant,	)	
	)	
vs	)	PCB No. 05-51
	)	(Enforcement-Air)
ENVIRONMENTAL HEALTH AND SAFETY	)	
SERVICES, INC., an Illinois corporation	)	
	)	
Respondent.	)	

**AMENDED RESPONSE TO REQUEST FOR ADMISSION OF FACTS**

NOW COMES the Respondent, ENVIRONMENTAL HEALTH AND SAFETY SERVICES, INC., an Illinois corporation, by its attorneys, SCHLUETER ECKLUND and for its response to Complainant's Request for Admission of Facts states as follows:

1. Respondent admits Fact No. 1.
2. Respondent admits Fact No. 2.
3. Respondent admits Fact No. 3.
4. Respondent denies Fact No. 4.
5. Respondent denies Fact No. 5.
6. Respondent denies Fact No. 6.
7. Respondent denies Fact No. 7.
8. Respondent admits Fact No. 8.
9. Respondent admits a notification was sent but currently is unsure of the date

and therefore denies the remaining facts stated.

10. Respondent states that the notification speaks for itself.
11. Respondent states that the notification speaks for itself.
12. Respondent states that the notification speaks for itself.
13. Respondent states that the notification speaks for itself.
14. Respondent states that the notification speaks for itself.
15. Respondent denies Fact No. 15.
16. Respondent denies Fact No. 16.
17. Respondent admits Fact No. 17.
18. Respondent states that the notification speaks for itself.
19. Respondent states that the notification speaks for itself.
20. Respondent states that the notification speaks for itself.
21. Respondent states that the notification speaks for itself.
22. Respondent has insufficient knowledge to form an opinion, therefore denies

the same.

23. Respondent denies Fact No. 23.
24. Respondent denies Fact No. 24.
25. Respondent denies Fact No. 25.
26. Respondent denies Fact No. 26.
27. Respondent denies Fact No. 27.
28. Respondent denies Fact No. 28.
29. Respondent denies Fact No. 29.

30. Respondent denies Fact No. 30.

31. Respondent denies Fact No. 31.

32. Respondent denies Fact No. 32.

33. Respondent denies as the temperatures were below freezing.

34. Respondent has insufficient information to form a belief as to the statement made in Fact No. 34 and therefore denies the same.

35. Respondent has insufficient information to form a belief as to the statement made in Fact No. 35 and therefore denies the same.

36. Respondent denies Fact No. 36.

37. Respondent denies Fact No. 37.

38. Respondent has insufficient information therefore denies the same.

39. Respondent denies Fact No. 39.

40. Respondent has insufficient information to form a belief as to the statement made in Fact No. 40 and therefore denies the same.

41. Respondent has insufficient information to form a belief as to the statement made in Fact No. 41 and therefore denies the same.

42. Respondent denies Fact No. 42.

43. Respondent denies Fact No. 43.

44. Respondent denies Fact No. 44.

45. Respondent denies Fact No. 45.

46. Respondent denies Fact No. 46.

47. Respondent denies Fact No. 47.

48. Respondent denies Fact No. 48.

Respectfully submitted,  
ENVIRONMENTAL HEALTH AND SAFETY  
SERVICES, INC., an Illinois corporation, Respondent

By: SCHLUETER ECKLUND

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BRYAN G. SELANDER, One of its attorneys

DATE: January 17, 2006

Bryan G. Selander #316  
SCHLUETER ECKLUND  
4023 Charles Street  
Rockford, IL 61108  
(815) 229-5333

STATE OF ILLINOIS                    )  
  )SS  
COUNTY OF WINNEBAGO            )

RANDY OLDENBURGER, being first duly sworn on oath deposes and states as follows:

1. I am the President of Environmental Health & Safety Services, Inc. and I am authorized to make this Affidavit.

2. That I have reviewed the Response to Request for Admission of Facts dated January 17, 2006, and that the contents thereof are true and correct.

Subscribed and sworn to before me  
this \_\_\_\_\_ day of February, 2006.

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Notary Public

**CERTIFICATE OF SERVICE**

I, BRYAN G. SELANDER, Attorney for Respondent, do certify that I caused to be mailed this \_\_\_\_\_ day of February, 2006, the foregoing AMENDED RESPONSES TO ADMISSION OF FACTS to the persons listed on the said NOTICE by first-class mail in a postage prepaid envelope and depositing same with the United States Postal Service located at 5225 Harrison Avenue, Rockford, IL 61125.

It is hereby certified that a true copy of the foregoing Notice was electronically filed with the following on February \_\_\_\_\_, 2006:

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

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BRYAN G. SELANDER  
Attorney for Respondent  
Schlueter Ecklund  
4023 Charles Street  
Rockford, IL 61108  
(815) 229-5333

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ENVIRONMENTAL HEALTH AND SAFETY	)	
SERVICES, INC., an Illinois corporation,	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

TO:	Katherine M. Hausrath	Bradley P. Halloran
	Assistant Attorney General	Hearing Officer
	Environmental Bureau	Illinois Pollution Control Board
	188 W. Randolph St., 20 <sup>th</sup> Flr.	James R. Thompson Center, Suite 11-500
	Chicago, IL 60601	100 W. Randolph Street
		Chicago, IL 60601

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board a copy of Respondent's Response to Admission of Facts, a copy of which is attached and herewith served upon you.

Dated: February \_\_\_\_\_, 2006.

Respectfully submitted,

RANDY OLDENBERGER d/b/a  
ENVIRONMENTAL HEALTH and SAFETY

BY: SCHLUETER ECKLUND

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BRYAN G. SELANDER, one of its attorneys