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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD AUG 23 2006

STATE OF ILLINOIS
Pollution Control Board

PEORIA DISPOSAL COMPANY,

Petitioner,

v.

PEORIA COUNTY BOARD,

Respondent.

PCB 06-184


(Pollution Control Facility Siting Appeal)

NOTICE TO APPEAR FOR DISCOVERY DEPOSITION

TO: RUSSELL HAUPERT, County IT Services
c/o Mr. David A. Brown
Black, Black & Brown
101 South Main Street
P.O. Box 381
Morton, Illinois 61550

You are hereby notified that you are required to appear and testify at a discovery deposition, on **Friday, August 25, 2006, at 9:00 a.m.**, at the law offices of Elias, Meginnes, Riffle & Seghetti, P.C., 416 Main Street, Suite 1400, Peoria, IL 61602, and you are hereby further notified that you are required to produce at the deposition, all of the documents or tangible things identified in Rider A, attached hereto.

Respectfully submitted,
Peoria Disposal Company, Petitioner


BRIAN J. MEGINNES and
GEORGE MUELLER, Its Attorneys

AUG 23 2006

STATE OF ILLINOIS
Pollution Control Board

RIDER A

1. All documents in the possession or control of RUSSELL HAUPERT ("Deponent") that set forth or pertain to the process or procedure by which documents are posted on the website maintained by Peoria County (<http://www.co.peoria.il.us>).

2. All documents in the possession or control of Deponent that set forth or pertain to the process or procedure by which documents were and are posted on the website maintained by Peoria County (<http://www.co.peoria.il.us>) pertaining to the Application filed by Peoria Disposal Company.

3. All documents in the possession or control of Deponent that set forth or pertain to the creation or dedication of a section of the website maintained by Peoria County (<http://www.co.peoria.il.us>) dedicated to matters concerning the Application filed by Peoria Disposal Company.

4. All email and other correspondence in the possession or control of Deponent between Deponent and Karen Raithel concerning Peoria Disposal Company.

5. All email and other correspondence in the possession or control of Deponent between Deponent and Karen Raithel concerning the Application filed by Peoria Disposal Company, or the section of the website maintained by Peoria County (<http://www.co.peoria.il.us>) dedicated thereto.

6. All email and other correspondence in the possession or control of Deponent between Deponent and Megan Fulara concerning Peoria Disposal Company.

7. All email and other correspondence in the possession or control of Deponent between Deponent and Megan Fulara concerning the Application filed by Peoria Disposal Company, or the section of the website maintained by Peoria County (<http://www.co.peoria.il.us>) dedicated thereto.

8. All email and other correspondence in the possession or control of Deponent between Deponent and Patrick Urich concerning Peoria Disposal Company.

9. All email and other correspondence in the possession or control of Deponent between Deponent and Patrick Urich concerning the Application filed by Peoria Disposal Company, or the section of the website maintained by Peoria County (<http://www.co.peoria.il.us>) dedicated thereto.

10. All email and other correspondence in the possession or control of Deponent between Deponent and any agent, representative or employee of Peoria County concerning Peoria Disposal Company.

11. All email and other correspondence in the possession or control of Deponent between Deponent and any agent, representative or employee of Peoria County concerning the Application filed by Peoria Disposal Company, or the section of the website maintained by Peoria County (<http://www.co.peoria.il.us>) dedicated thereto.

12. All email and other correspondence in the possession or control of Deponent between Deponent and any person concerning Peoria Disposal Company.

13. All email and other correspondence in the possession or control of Deponent between Deponent and any person concerning the Application filed by Peoria

Disposal Company, or the section of the website maintained by Peoria County (<http://www.co.peoria.il.us>) dedicated thereto.

14. All documents in the possession or control of Deponent setting forth or pertaining to the process or procedure by which the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300, was compiled.

15. All documents in the possession or control of Deponent pertaining to the process or procedure by which the Record was kept by the Peoria County Clerk.

16. All documents in the possession or control of Deponent referring to the Application that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

17. Any document in the possession or control of Deponent received or created by any member of the Peoria County Board referring to the Application that was not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

18. All documents in the possession or control of Deponent referring to Peoria Disposal Company that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

19. All documents in the possession or control of Deponent received from any member or representative of the Heart of Illinois Sierra Club that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

20. All documents in the possession or control of Deponent received from any member or representative of the organization Peoria Families Against Toxic Waste that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

21. All documents in the possession or control of Deponent received from any member or representative of the organization Citizens for Our Environment that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

22. All documents in the possession or control of Deponent received from any member or representative of the organization River Rescue that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

23. All documents in the possession or control of Deponent portraying the PDC 1 landfill or any property located within one (1) mile of the PDC 1 landfill that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

24. All documents in the possession or control of Deponent, including, without limitation, notes, drafts, memoranda, correspondence and transcripts, considered by the Peoria County Board regarding the Application.

25. All documents in the possession or control of Deponent, including, without limitation, notes, drafts, memoranda, correspondence and transcripts, available to the Peoria County Board in its consideration of the Application.

26. All documents in the possession or control of Deponent, including, without limitation, notes, drafts, memoranda, correspondence and transcripts, considered by the staff of the Peoria County Board regarding the Application.

27. All documents in the possession or control of Deponent, including, without limitation, notes, drafts, memoranda, correspondence and transcripts, available to the staff of the Peoria County Board in their consideration of the Application.

28. All documents in the possession or control of Deponent reflecting membership of any member of the Peoria County Board in the Heart of Illinois Sierra Club that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

29. All documents in the possession or control of Deponent reflecting membership of any member of the Peoria County Board in the Sierra Club that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

30. All documents in the possession or control of Deponent reflecting membership of any member of the Peoria County Board in the organization Peoria Families Against Toxic Waste that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

31. All documents in the possession or control of Deponent received from or authored by Citizens for Our Environment that were not included in the Record filed with

the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

32. All documents in the possession or control of Deponent received from or authored by River Rescue that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

33. All documents in the possession or control of Deponent received from or authored by Tom Edwards that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

34. All documents in the possession or control of Deponent received from or authored by Kim Converse that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

35. All documents in the possession or control of Deponent received from or authored by Joyce Blumenshine that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

36. All documents in the possession or control of Deponent received from or authored by Diane Storey that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

37. All documents in the possession or control of Deponent received from or authored by Jean Roach that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

38. All documents in the possession or control of Deponent received from or authored by Amy Schlicksup that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

39. All documents in the possession or control of Deponent received from or authored by Cara Rosson that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

40. All documents in the possession or control of Deponent received from or authored by Tessie Bucklar that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

41. All documents in the possession or control of Deponent received from or authored by Mayvis Young that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

42. All documents in the possession or control of Deponent received from or authored by Lisa Offutt that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

43. All documents in the possession or control of Deponent received from or authored by Peter Offutt that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

906-1117

STATE OF ILLINOIS)
)
COUNTY OF PEORIA) SS

AFFIDAVIT OF SERVICE & FILING

The undersigned being first duly sworn on oath, states that a copy of the foregoing NOTICE TO APPEAR FOR DISCOVERY DEPOSITION was served upon the following persons by enclosing copies of same in separate envelopes, addressed as set forth below, and depositing said envelopes in a U.S. Postal Service mailbox in Peoria, Illinois, on the 21st day of August, 2006, before 5:00 p.m., with all fees thereon fully prepaid.

Illinois Pollution Control Board
100 W. Randolph, Suite 11-500
Chicago, Illinois 60601
(312) 814-3620 – Telephone
(312) 814-3669 – Facsimile
[ORIGINAL plus FOUR (4)]

Ms. Carol Webb, Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
(217) 524-8503 – Telephone
webbc@ipcb.state.il.us

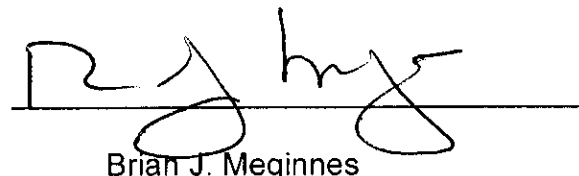
The undersigned further states that a copy of the foregoing NOTICE TO APPEAR FOR DISCOVERY DEPOSITION was served upon the following persons by facsimile and by enclosing copies of same in separate envelopes, addressed as set forth below, and depositing said envelopes in a U.S. Postal Service mailbox in Peoria, Illinois, on the 21st day of August, 2006, before 5:00 p.m., with all fees thereon fully prepaid.

Mr. David A. Brown
Black, Black & Brown
101 South Main Street
P.O. Box 381
Morton, Illinois 61550
(309) 266-9680 – Telephone
(309) 266-8301 – Facsimile
dbrown@blackblackbrown.com

Mr. Kevin Lyons
Peoria County State's Attorney
324 Main Street, Room #111
Peoria, Illinois 61602
(309) 672-6029 – Facsimile

Subscribed and sworn to before me
this 21st day of August, 2006.


Notary Public



Brian J. Meginnis
(print name)

GEORGE MUELLER
628 Columbus Street, Suite #204
Ottawa, Illinois 61350
(815) 431-1500 – Telephone
(815) 431-1501 – Facsimile
george@muelleranderson.com

OFFICIAL SEAL
JESSICA M ROCKEY
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES: 06-13-07

BRIAN J. MEGINNES
416 Main Street, Suite #1400
Peoria, Illinois 61602-1611
(309) 637-6000 - Telephone
(309) 637-8514 - Facsimile
bmeginnis@emrslaw.com

AUG 23 2006

STATE OF ILLINOIS
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD


PEORIA DISPOSAL COMPANY,)	
)	
Petitioner,)	
)	PCB 06-184
v.)	(Pollution Control Facility Siting Appeal)
)	
PEORIA COUNTY BOARD,)	
)	
Respondent.)	

NOTICE TO APPEAR FOR DISCOVERY DEPOSITION

TO: KAREN RAITHEL, County Solid Waste Manager
c/o Mr. David A. Brown
Black, Black & Brown
101 South Main Street
P.O. Box 381
Morton, Illinois 61550

You are hereby notified that you are required to appear and testify at a discovery deposition, on **Friday, August 25, 2006, at 10:00 a.m.**, at the law offices of Elias, Meginnes, Riffle & Seghetti, P.C., 416 Main Street, Suite 1400, Peoria, IL 61602, and you are hereby further notified that you are required to produce at the deposition, all of the documents or tangible things identified in Rider A, attached hereto.

Respectfully submitted,
Peoria Disposal Company, Petitioner


BRIAN J. MEGINNES and
GEORGE MUELLER, Its Attorneys

AUG 23 2006

STATE OF ILLINOIS
Pollution Control Board

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906-1118

STATE OF ILLINOIS)
)
COUNTY OF PEORIA) SS

AFFIDAVIT OF SERVICE & FILING

The undersigned being first duly sworn on oath, states that a copy of the foregoing NOTICE TO APPEAR FOR DISCOVERY DEPOSITION was served upon the following persons by enclosing copies of same in separate envelopes, addressed as set forth below, and depositing said envelopes in a U.S. Postal Service mailbox in Peoria, Illinois, on the 21st day of August, 2006, before 5:00 p.m., with all fees thereon fully prepaid.

Illinois Pollution Control Board
100 W. Randolph, Suite 11-500
Chicago, Illinois 60601
(312) 814-3620 – Telephone
(312) 814-3669 – Facsimile
[ORIGINAL plus FOUR (4)]

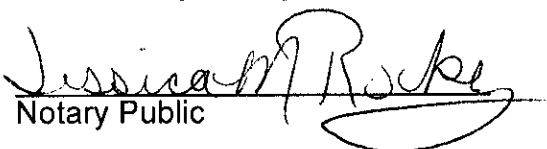
Ms. Carol Webb, Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
(217) 524-8503 – Telephone
webbc@ipcb.state.il.us

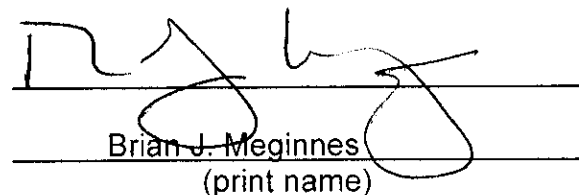
The undersigned further states that a copy of the foregoing NOTICE TO APPEAR FOR DISCOVERY DEPOSITION was served upon the following persons by facsimile and by enclosing copies of same in separate envelopes, addressed as set forth below, and depositing said envelopes in a U.S. Postal Service mailbox in Peoria, Illinois, on the 21st day of August, 2006, before 5:00 p.m., with all fees thereon fully prepaid.

Mr. David A. Brown
Black, Black & Brown
101 South Main Street
P.O. Box 381
Morton, Illinois 61550
(309) 266-9680 – Telephone
(309) 266-8301 – Facsimile
dbrown@blackblackbrown.com

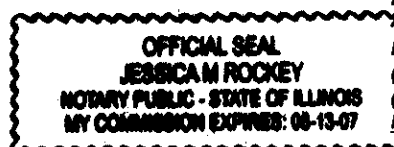
Mr. Kevin Lyons
Peoria County State's Attorney
324 Main Street, Room #111
Peoria, Illinois 61602
(309) 672-6029 – Facsimile

Subscribed and sworn to before me
this 21st day of August, 2006.


Notary Public


Brian J. Meginnis
(print name)

GEORGE MUELLER
628 Columbus Street, Suite #204
Ottawa, Illinois 61350
(815) 431-1500 – Telephone
(815) 431-1501 – Facsimile
george@muelleranderson.com



BRIAN J. MEGINNES
416 Main Street, Suite #1400
Peoria, Illinois 61602-1611
(309) 637-6000 – Telephone
(309) 637-8514 – Facsimile
bmeginnis@emrslaw.com