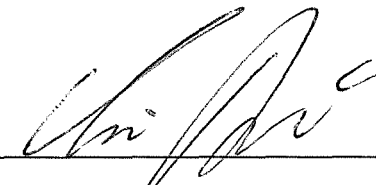


ATTORNEY APPEARANCE BEFORE THE
ILLINOIS POLLUTION CONTROL BOARD

LAWRENCE REED)
Complainants(s)) PCB 20
V.)
MARTIN PASILLAS)
Respondent(s))

APPEARANCE

The undersigned, as attorney, enters the appearance of Martin Pasillas, Respondent in the above entitled cause this 31st day of August, 2018.



Yuri Birg, Attorney

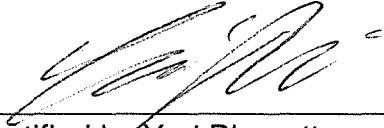
Attorney No. 6206574
Attorney Name: Yuri Birg
Attorney for: Martin Pasillas
Address: 790 W. Frontage Road
Suite 215
Northfield, IL 60093
Telephone: (847) 431-2856
Email: birg@chicagolawgroup.com

Affidavit of Service – NOTICE OF FILING

I, the undersigned attorney, Yuri Birg, attorney for the Respondent, Martin Pasillas, on oath or affirmation, state that on the date shown: August 31, 2018, I served copies of the attached Answer and appearance on the Complainant Lawrence Reed at the address listed below:

Lawrence Reed
211 N. Winston Rd
Palatine, IL 60074

By placing the same in the U.S. Mail, regular delivery, August 31, 2018.


_____ date: 8/31/18
Certified by Yuri Birg, attorney at law

ILLINOIS POLLUTION CONTROL BOARD

LAWRENCE REED)	
)	
Complainants(s))	
)	
)	PCB 20 -
V.)	(for board use only)
)	
)	
MARTIN PASILLAS)	
)	
)	
Respondent(s))	

ANSWER

Now comes Respondent Martin Pasillas, and by his attorney, Yuri Birg, answers the allegations contained in the above captioned Complaint as follows:

1. Your Contact Information

Name: Lawrence Reed
Street Address: 211 N. Winston Rd
Palatine
County: Cook
State: IL
Phone Number: (847) 922-9082

ANSWER: Respondent neither admits nor denies the information contained in this Paragraph.

2. Place where you can be contacted during normal business hours (if different from above)

Name:

Street Address:

County:

State:

Phone Number:

ANSWER: Respondent neither admits nor denies the information contained in this Paragraph.

3. Name and address of the respondent (alleged polluter)

Name: Martin Pasillas
Street Address: 164 N. Winston Dr
Palatine
County: Cook
State: IL
Phone Number: (847) 963-0865

ANSWER: Respondent admits that the address and the phone number contained in this Paragraph are accurate.

4. Describe the type of business or activity that you allege is causing or allowing pollution (e.g., manufacturing company, home repair shop) and give the address of the pollution source if different than the address above.

(no allegations provided by the Complainant)

ANSWER: Respondent cannot answer the allegation as the Complainant left it blank.

5. List specific sections of the Environmental Protection Act, Board regulations, Board order, or permit that you allege have been or are being violated.

Title Noise (415)ILCS 5/24

ANSWER: Respondent denies any violations of (415) ILCS 5/24.

6. Describe the type of pollution that you allege (e.g., air, odor, noise, water, sewer back-ups, hazardous waste) and the location of the alleged pollution. Be as specific as you reasonably can in describing the alleged pollution.

Noise from muffler modification on two vehicle pickup trucks, 2 mustang car, when they start the vehicles especially.

ANSWER: Respondent denies any noise pollution. Respondent states in the affirmative that the vehicles above stated have passed all required State of Illinois emissions and that any parts that may have been fitted on the vehicles were installed in accordance with the law of the State of Illinois.

7. Describe the duration and frequency of the alleged pollution. Be as specific as you reasonably can about when you first noticed the alleged pollution, how frequently it occurs, and whether it is still continuing (include seasons of the year, dates, and times of day if known).

Up to 12 times a day. Usually at least 6 from 5:30am to 11:30 pm. It has been happening for four years.

ANSWER: Respondent denies the alleged pollution stated in this Paragraph.

8. Describe any bad effects that you believe the alleged pollution has or has had on human health, on plant or animal life, on the environment, on the enjoyment of life or property, or on any lawful business or activity.

On my, my enjoyment of life. I am annoyed and depressed because of this.

ANSWER: Respondent denies any unlawful or unreasonable effect on the Complainant.

9. Describe the relief that you seek from the Board (e.g., an order requiring that the respondent stop polluting, take pollution abatement measures, perform a cleanup, reimburse cleanup costs, change its operation, or pay a civil penalty (note that the Board cannot order the respondent to pay your attorney fees or any out-of-pocket expenses that you incur by pursuing an enforcement action)).

Have them stop polluting the neighborhood of noise pollution with fine.

ANSWER: Respondent denies that he is polluting and denies the appropriateness of a fine in this matter.

10. Identify any identical or substantially similar case you know of brought before the Board or in another forum against this respondent for the same alleged pollution (note that you need not include any complaints made to the Illinois Environmental Protection Agency or any unit of local government).

None

ANSWER: No pleading is required from the Respondent in this Paragraph.

11. State whether you are representing (a) yourself as an individual or (b) your unincorporated sole proprietorship. Also, state whether you are an attorney and, if so,

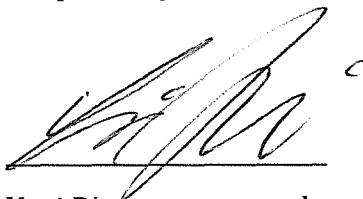
whether you are licensed and registered to practice law in Illinois. (Under Illinois law, an association, citizens group, unit of local government, or corporation must be represented before the Board by an attorney. Also, an individual who is not an attorney cannot represent another individual or other individuals before the Board. However, an individual who is not an attorney is allowed to represent (a) himself or herself as an individual or (b) his or her unincorporated sole proprietorship, though the individual may prefer having attorney representation.)

Myself as an individual.

ANSWER: No pleading is required from the Respondent in this Paragraph.

WHEREFORE, Respondent, by his attorney, Yuri Birg, states that the Complainant has failed to state a cause of action within (415) ILCS 5/24 and also by failing to state allegations in Paragraph 4 and that the Complaint be dismissed.

Respectfully submitted this 31st day of August, 2018.

A handwritten signature in black ink, appearing to read 'Yuri Birg', written over a horizontal line.

Yuri Birg, attorney at law

MARTIN PASILLAS

CHICAGO LAW GROUP

790 W Frontage Road,
Suite 215
Northfield, IL 60093
(847) 579-9989
www.chicagolawgroup.com

Date: August 31, 2018

To: Don Brown / Illinois Pollution Control Board
Fax 312 818 3669

Pages: 7 including cover sheet

RE: PCB 20 / Answer by Respondent, Martin Pasillas and
Attorney Yuri Birg