

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

TIMBER CREEK HOMES, INC.,)
)
 Petitioner)
)
 v.) No. PCB 2014-099
)
 VILLAGE OF ROUND LAKE PARK,) (Pollution Control Facility Siting Appeal)
 ROUND LAKE PARK VILLAGE BOARD)
 and GROOT INDUSTRIES, INC.,)
)
 Respondents)

SUPPLEMENTAL ANSWERS TO INTERROGATORIES

Now comes petitioner, Timber Creek Homes, LLC (“TCH”), by its attorneys, Jeep & Blazer, LLC, and pursuant to the Hearing Officer’s March 11, 2014 Order, hereby submits its Supplemental Answers to the Interrogatories served by respondent Groot Industries, Inc. (“Groot”).

INTERROGATORY NOS. 2-11:

ANSWER: In addition to documents identified in TCH’s initial Answers to Interrogatories, in accordance with Illinois Supreme Court Rule 213(e), see documents identified in response to Interrogatory No. 25 below. All said documents are in Groot’s possession.

INTERROGATORY NO. 24 Please identify the name, current address, and current telephone number of all witnesses who will testify at the Hearing for Petitioner, and the subject of each individual's testimony.

ANSWER: TCH may call one or more of the following individuals, whose contact information is in Respondents’ possession, with respect to the following matters:

- a. That the siting process and procedures employed by the Village Board were fundamentally unfair.

- b. That the merits of the Siting Application were pre-adjudicated by certain members of the Round Lake Park Village Board and Round Lake Park's Village President.
- c. That certain members of the Round Lake Park Village Board, and Round Lake Park's Village President, were biased regarding the Siting Application.

The potential witnesses are:

- a. Lee Brandsma, Groot Industries, Inc.
- b. Trustee Robert P. Cerretti, Sr.
- c. Martin N. Fallon, P.G., CB&I/Shaw Group
- d. Kevin Finn
- e. Former Trustee Pat Graham
- f. Charles Helsten, Hinshaw & Culbertson
- g. Trustee Candace Kenyon
- h. Dale Kleszynski, Associated Property Counselors
- i. Mayor Linda Lucassen
- j. Al Maiden, Rolf C. Campbell & Associates/Manhard Consultants Ltd.
- k. Trustee Jean McCue
- l. Former Trustee Martin Nelson
- m. Former Trustee Kathleen Pender
- n. Glenn Sechen, The Sechen Law Group, PC
- o. Former Trustee Robert Seminary
- p. Former Trustee Kenneth Schnur
- q. Former Trustee John Teubert
- r. Trustee Donna Wagner
- s. Walter Willis, Solid Waste Agency of Lake County

INTERROGATORY NO. 25 Please identify and list any and all documents which will be introduced into evidence at the Hearing, and the purpose and content of each such document.

ANSWER: TCH may utilize any and all documents identified in its Answers to Groot's Interrogatories. TCH may also utilize any and all other documents produced or utilized during the course of discovery to date, including the following:

- a. TCH Deposition Exhibit Numbers 1 through 52.


- b. Petitioner's Request To Admit Facts And Genuineness Of Documents.
- c. Respondent Round Lake Park Village Board's Answer To Petitioner Timber Creek Homes, Inc. Request To Admit Facts And Genuineness Of Documents.
- d. Village Of Round Lake Park's Answer To Timber Creek Homes, Inc.'s Request To Admit Facts And Genuineness Of Documents.
- e. Answers To Petitioner's First Set Of Interrogatories To Groot Industries, Inc. and all documents identified therein.
- f. Response To Petitioner's First Request For Production Of Documents From Groot Industries, Inc. and all documents identified therein.
- g. Supplemental Answers To Petitioner's First Set Of Interrogatories To Groot Industries, Inc. and all documents identified therein.
- h. Supplemental Response To Petitioner's First Request For Production Of Documents From Groot Industries, Inc. and all documents identified therein.
- i. Village Of Round Lake Park's Response To Petitioner's First Set Of Interrogatories To Village Of Round Lake Park And Round Lake Park Village Board and all documents identified therein.
- j. Round Lake Park Village Board's Response To Petitioner's First Request For Production Of Documents From Village Of Round Lake Park And Round Lake Park Village Board and all documents identified therein.

- k. Village Of Round Lake Park's First Supplemental Response To Petitioner's First Set Of Interrogatories To Village Of Round Lake Park And Round Lake Park Village Board and all documents identified therein.
- l. Round Lake Park Village Board's First Supplemental Response To Petitioner's First Request For Production Of Documents From Village Of Round Lake Park And Round Lake Park Village Board and all documents identified therein.
- m. Village Of Round Lake Park's Response To Petitioner's First Set Of Interrogatories To Village Of Round Lake Park And Round Lake Park Village Board and all documents identified therein.
- n. Village Of Round Lake Park's Response To Petitioner's First Request For Production Of Documents From Village Of Round Lake Park And Round Lake Park Village Board, dated March 31, 2014, and all documents identified therein.
- o. Village Of Round Lake Park's Response To Interrogatories Pursuant To The Hearing Officer's Order Of April 7, 2014 and all documents identified therein.
- p. Village Of Round Lake Park's Response To Petitioner's Request For Production Of Documents From Village Of Round Lake Park And Round Lake Park Village Board, dated April 25, 2014, and all documents identified therein.
- q. All documents produced by Associated Property Counselors/Dale Kleszynski in response to subpoena *duces tecum*.

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All said documents are in Groot's possession. Said documents are in connection with the matters identified in the Answer to Interrogatory 24 above.

Timber Creek Homes, Inc.

By: 
One of its attorneys

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he caused a copy of Petitioner's SUPPLEMENTAL ANSWERS TO INTERROGATORIES to be served on the following, via electronic mail transmission, on this 9th day of May, 2014:

Hearing Officer

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Michael S. Blazer
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Petitioner