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4/8/2024 1:03 PM
IRIS Y. MARTINEZ
CIRCUIT CLERK
COOK COUNTY, IL
2023CH05147
Calendar, 14
27162351

**IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CHANCERY DIVISION**

PRESTIGE FEED PRODUCTS, LLC, an Illinois)
limited liability company,)

Plaintiff,)

v.)

VILLAGE OF MOUNT PROSPECT, an Illinois)
municipal corporation,)

Defendant.)

Case No. 2023 CH 5147

Judge Quish

Calendar 14

VILLAGE OF MOUNT PROSPECT, an Illinois)
municipal corporation,)

Defendant/Counter-Plaintiff,)

v.)

PRESTIGE FEED PRODUCTS, LLC, an Illinois)
limited liability company,)

Plaintiff/Counter-Defendant.)

**VILLAGE OF MOUNT PROSPECT'S
MOTION FOR TEMPORARY RESTRAINING ORDER**

Defendant/Counter-Plaintiff, Village of Mount Prospect (the "Village"), by and through its attorneys, Klein, Thorpe and Jenkins, Ltd., for its Motion for a Temporary Restraining Order against the Plaintiff/Counter-Defendant, Prestige Feed Products, LLC ("Prestige"), states as follows:

1. Prestige is an Illinois limited liability company operating a manufacturing facility at 431 Lakeview Court, Suite A, Mount Prospect, Cook County, Illinois, that produces animal and pet food products (the "Facility").

2. The Prestige business license application describes its operations as:

We will be processing cheese for animal feed in the facility. The cheese will be dried into powder form and then sold as a raw ingredient into swine feeds. This product will be solely for animal feed use.

3. Prestige is in the Kensington Business Park area of Mount Prospect, an I-1 "Limited Industrial District" zoning district.

4. Prestige began operating the Facility in Spring 2019.

5. Shortly after the Facility began operations, the Village started receiving complaints from residents and businesses located near 431 Lakeview Court about noxious odors.

6. Despite numerous attempts by Prestige to remedy the odor problem, the Village continues to receive complaints about noxious smells emitted by the Facility.

7. In December 2023, Prestige installed new equipment that purportedly would mitigate the problem of noxious odors emitted during operation of the Facility.

8. Since the December 2023 installation of the odor mitigation equipment, Prestige has run the Facility without any restraint on the hours of its operations.

9. Prestige's attempt to mitigate the noxious odor problem that prompted complaints from nearby residents and businesses has failed.

10. Over the last two months, the complaints regarding noxious odors emitted during operation of the Facility has not diminished and, in fact, the number of complaints has increased. *See Affidavit of William M. Schroeder*, attached and referred to as **Exhibit 1**; *Affidavit of Brandon Allen*, attached and referred to as **Exhibit 2**.

11. Disturbingly, the Village received complaints from personnel at the Park View Montessori School, located in the Kensington Business Park at 1601 Feehanville Drive, Mount Prospect, Illinois, about children being adversely affected by odors from the Facility. *See Affidavit*

of Irena Nikolic, attached and referred to as **Exhibit 3**; Affidavit of Jennifer Stanley, attached and referred to as **Exhibit 4**.

12. The Park View Montessori School is approximately .2 miles from the Facility. **Exhibit 3** at ¶ 2; **Exhibit 4** at ¶ 2.

13. The Assistant Director of the Park View Montessori School, Irena Nikolic (“Nikolic”), reported to the Village that during a three-day period in February 2024, the burnt cheese smell coming from the Facility caused problems for students at the school. **Exhibit 3** at ¶¶ 3-6.

14. Children attending the Park View Montessori School had to leave a nearby park where they were playing and return indoors due to the burnt cheese smell. *Id.*

15. On February 8, 2024, several children complained they felt ill after being outside and smelling the odors emitted by the Facility. *Id.*

16. Over the last month, several parents with students enrolled at Park View Montessori School have expressed to Nikolic their concern about the odor coming from the Facility and the adverse effect it has on their children when they are at the school. *Id.* at ¶ 7.

17. Nikolic believes the odor emitted from the Facility poses a threat to the health of students who attend the school, particularly children with asthma and other breathing conditions. *Id.* at ¶ 8.

18. On February 8, 2024, a teacher at the Park View Montessori, Jennifer Stanley (“Stanley”), contacted the Village to report that she had to bring her students who were playing outside back indoors due to a strong burnt cheese smell coming from the Facility. **Exhibit 4** at ¶ 4.

19. One of the children Stanley teaches was so affected by the burnt cheese smell that when she came back inside the school, she felt ill and thought she was going to vomit. The student refused to eat lunch because she was nauseous from the odors emitted by the Facility. *Id.* at ¶ 5.

20. On February 20, 2024, Stanley again contacted the Village to complain about the odor coming from the Facility. *Id.* at ¶ 6.

21. Due to the bad smell on February 20, 2024, Stanley had to bring one of her students indoors from playing outside because she experienced nausea. *Id.* at ¶ 7.

22. Stanley notes that when the cheese smell from the Prestige facility starts drifting towards the playground where Park View Montessori School students play it is so strong it makes the cough. *Id.* at ¶ 10.

23. As a result of the smell from the Prestige facility, Stanley has had to cut mandatory Department of Children and Family Services allotted outdoor play time to get her students away from the odor. *Id.* at ¶ 12.

24. Stanley believes the smell emitted by the Facility poses a threat to the health of her students. *Id.* at ¶ 8.

25. On March 14, 2024, the Village received a complaint about a burnt cheese odor from Max Inzerillo (“Inverzillo”), a Mount Prospect resident living at 1513 Mitchell Lane, approximately a mile from the Facility. *Affidavit of Max Inzerillo*, attached and referred to as **Exhibit 5** at ¶ 1.

26. On March 14, 2024, Inzerillo was outside with his children waiting for the bus to pick them up to take them to school. *Id.* at ¶ 2.

27. While standing outside, Inzerillo detected an odor he recognized a burnt cheese smell that comes from the Facility. Inzerillo had detected the burnt cheese smell on previous occasions. *Id.* at ¶¶ 3-4.

28. While waiting for the school bus, the burnt cheese smell was so bad that Inzerillo's daughter, who was outside with him, started to vomit. *Id.* at ¶ 5.

29. Mizkan America, Inc. ("Mizkan") is a corporation that occupies building space located at 1601 Feehanville Drive in Mount Prospect. *See Affidavit of Michael Sobotta*, attached and referred to as **Exhibit 6** at ¶ 1.

30. Michael Sobotta ("Sobotta") is the Plant Manager for Mizkan. *Id.*

31. Mizkan is located approximately .2 miles from Prestige. *Id.* at ¶2.

32. Sobotta has complained to the Village about noxious odors emitted by the Facility since Prestige installed the new odor mitigation equipment in December 2023. *Id.* at ¶¶ 4-13.

33. On January 5, 2024, Sobotta informed the Village that a noxious odor was in the Mizkan parking lot outside the company's offices. *Id.* at ¶ 5.

34. On January 10, 2024, Sobotta informed the Village he could smell a noxious odor emitted by the Facility when he was in the Mizkan parking lot. *Id.* at ¶ 6.

35. On January 11, 2024, Sobotta informed the Village that the noxious odor emitted by the Facility was easily detectable by Mizkan staff when they left work at 8:00 p.m. the previous evening. *Id.* at ¶ 7.

36. On February 7, 2024, Sobotta informed the Village that the noxious smell from the Prestige was "really bad" outside the Mizkan facility. *Id.* at ¶ 8.

37. On February 26, 2024, Sobotta informed the Village that at 11:00 a.m. the burnt cheese smell emitted by the Facility was present in the back courtyard of the Mizkan facility, that

at 12:00 p.m., the smell was stronger, and it could be detected in the backrooms of Suites 100 and 200 of the Feehanville Drive building. *Id.* at ¶ 9.

38. On February 27, 2024, Sobotta informed the Village that during the middle of the day the Prestige burnt cheese smell was in the Mizkan parking lot and it was “very heavy” at the entrance/exit door to the Mizkan facility. *Id.* at ¶ 10.

39. The burnt cheese smell emitted by the Facility interferes with work conducted at Mizkan. *Id.* at ¶ 11.

40. The burnt cheese smell infiltrates the Mizkan HVAC system and gets into the Mizkan facility. *Id.* at ¶ 12.

41. Mizkan conducts work related to the taste and smell of food products. When the Prestige burnt cheese smell gets into the Mizkan facility, it becomes very difficult, even impossible, to conduct the food products testing that constitutes an important part of Mizkan’s work. *Id.* at ¶ 13.

42. The burnt cheese smell the Facility continues to emit has a negative, harmful effect on the Mizkan business. *Id.* at ¶ 14.

43. Additionally, during the period of February 1, 2024 through April 1, 2024, the Mount Prospect Police Department received two complaints of a strong foul or cheesy odor in the area around Prestige. MPPD officers investigated and confirmed these complaints. *Mount Prospect Incident/Offense Reports dated 2/28/2024 and 3/14/2024*, attached and referred to herein as **Exhibit 7**.

44. The Mount Prospect Municipal Code (the “Code”), Chapter 14, sets forth the permitted or conditional uses for each zoning district in the Village.

45. An I-1 Limited Industrial District allows for “Manufacturing, Light” as a permitted use.

46. The Code defines “Manufacturing, Light” as follows:

MANUFACTURING, LIGHT: The assembly, fabrication or processing of goods and materials using processes that do not create noise, smoke, fumes, odors, glare or health or safety hazards outside of the building or lot where such assembly, fabrication, or processing takes place, where such processes are housed entirely within a building. Light manufacturing generally includes processing and fabrication of finished products predominantly from previously prepared materials and includes processes that do not require extensive floor areas or land areas. “Light manufacturing” shall not include any use that is otherwise listed specifically in a zoning district as a permitted or conditional use.

Village of Mount Prospect Municipal Code, Chapter 14, Article XIV, § 14.2104.

47. The Code defines “Manufacturing, Heavy” as follows:

MANUFACTURING, HEAVY: The assembly, fabrication or processing of goods and materials using processes that ordinarily have greater than minimal impacts on the environment, or that ordinarily have significant impacts on the use and enjoyment of adjacent property in terms of noise, smoke, fumes, visual impact, odors, glare, or health and safety hazards, or that otherwise do not constitute “light manufacturing.” Heavy manufacturing generally includes processing and fabrication of large or bulky products made from extracted or raw materials and processes that require extensive floor areas or land area for the fabrication and/or incidental storage of the products. “Heavy manufacturing” shall not include any use that is otherwise listed specifically in a zoning district as a permitted or conditional use.

Id.

48. The Code provides that:

The release of odorous matter from any industrial district across residence or business district boundary lines shall be so controlled that, at ground level or at habitable elevations, the concentration shall not exceed the odor threshold level. Further, the release of odorous matter across lot lines shall not become a nuisance or source of discomfort to neighboring uses.

Id. at § 14.2104(G)(1).

49. The Code, at Chapter 23, Article XIV, § 23.1403(F) describes a “nuisance” as “[t]o use any premises to create an offensive smell which taints the air and renders it unwholesome or unreasonably disagreeable to other persons.”

50. The Code, at Chapter 11, Article XXXIV, § 11.3401, “Nuisances,” states: “No business, occupation or activity, licensed under this code or not, shall be conducted or operated so as to constitute a nuisance or so as to amount to a nuisance in fact.”

51. The Facility continues to emit noxious odors during operations in violation of the Code.

52. Due to Prestige’s inability to remedy the odor problems at the Facility since its installation of purported mitigation equipment in December 2023, the Village must move this Court for a temporary restraining order enjoining Prestige from operating the Facility until such time as its operations comply with the applicable Code provisions and no longer constitute a nuisance to the residents and businesses in the area.

53. The odor emitted by the Facility since the installation of purported mitigation equipment in December 2023 adversely affects the health and well-being of persons in the vicinity of 431 Lakeview Court, including young children who become nauseous and ill when they smell the noxious odors.

54. The odor emitted by the Facility adversely affects the conduct of businesses operating in the immediate vicinity of Prestige, including the Park View Montessori School and Mizkan America, Inc.

55. The legal authorities, exhibits and arguments supporting the Defendant/Counter-Plaintiff’s Motion are set forth in the Memorandum of Law in Support of Emergency Motion for Temporary Restraining Order filed contemporaneously with the Motion, as well as contained in

the Defendant/Counter-Plaintiff's Verified Amended Counterclaim for Injunctive Relief and supporting exhibits that have been filed with the Court previously. A copy of the *Village of Mount Prospect's Amended Verified Counterclaim for Injunctive Relief* is attached for the Court's convenience at **Exhibit 8**.

WHEREFORE, Village of Mount Prospect respectfully requests that this Honorable Court grant its Motion for Temporary Restraining Order without the requirement to post a bond as well as any further relief the Court deems just and fair.

Respectfully submitted,

Village of Mount Prospect

By: /s/ Allen Wall
One of its attorneys

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Defendant.)

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PRESTIGE FEED PRODUCTS, LLC, an Illinois)
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EXHIBIT 1

Affidavit of William M. Schroeder

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Defendant/Counter-Plaintiff,

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PRESTIGE FEED PRODUCTS, LLC, an Illinois
limited liability company,

Plaintiff/Counter-Defendant.

Affidavit of William M. Schroeder

I, William M. Schroeder, being first duly sworn upon oath, depose and state as follows:

1. I am employed by the Village of Mount Prospect ("Village") and my current position is Director of Building & Inspection Services in the Village's Community Development Department.

2. In my position as Director of Building & Inspection Services, I oversee the Village's code enforcement operations. To manage code enforcement in the Village, I have knowledge of the Village of Mount Prospect Municipal Code (the "Code") provisions related to zoning and permitted land uses throughout the Village.

3. In December 2023, I learned that Prestige Feed Products ("Prestige"), located at 431 Lakeview Court in Mount Prospect, Illinois, installed equipment designed to abate odor emissions that occurred when it operated its Facility to process animal feed products that included cheese as an ingredient.

4. After Prestige installed the odor mitigation equipment, I began conducting frequent monitoring activities to determine if Prestige production activities violated Code provisions pertaining to permitted or conditional uses for Village zoning districts, including:

- (a) I-1 Limited Industrial District "Manufacturing, Light" as a permitted use. The Code defines "Manufacturing, Light" as follows:

MANUFACTURING, LIGHT: The assembly, fabrication or processing of goods and materials using processes that do not create noise, smoke, fumes, odors, glare or health or safety hazards outside of the building or lot where such assembly, fabrication, or processing takes place, where such processes are housed entirely within a building. Light manufacturing generally includes processing and fabrication of finished products predominantly from previously prepared materials and includes processes that do not require extensive floor areas or land areas. "Light manufacturing" shall not include any use that is otherwise listed specifically in a zoning district as a permitted or conditional use.

Village of Mount Prospect Municipal Code, Chapter 14, Article XIV, § 14.2104.

- (b) The Code defines "Manufacturing, Heavy" as follows:

MANUFACTURING, HEAVY: The assembly, fabrication or processing of goods and materials using processes that ordinarily have greater than minimal impacts on the environment, or that ordinarily have significant impacts on the use and enjoyment of adjacent property in terms of noise, smoke, fumes, visual impact, odors, glare, or health and safety hazards, or that otherwise do not constitute "light manufacturing." Heavy manufacturing generally includes processing and fabrication of large or bulky products made from extracted or raw materials and processes that require extensive floor areas or land area for the fabrication and/or incidental storage of the products. "Heavy manufacturing" shall not include any use that is otherwise listed specifically in a zoning district as a permitted or conditional use.

Id.

- (c) The Code provides that:

The release of odorous matter from any industrial district across residence or business district boundary lines shall be so controlled that, at ground level or at habitable elevations, the concentration shall not exceed the odor threshold level. Further, the release of odorous matter across lot lines shall not become a nuisance or source of discomfort to neighboring uses.

Id. at § 14.2104(G)(1).

- (d) The Code describes a “nuisance” as “[t]o use any premises to create an offensive smell that taints the air and renders it unwholesome or unreasonably disagreeable to other persons.”

Id. at Chapter 23, Article XIV, § 23.1403(F).

- (e) The Code prohibits activity that constitutes a nuisance: “No business, occupation or activity, licensed under this code or not, shall be conducted or operated so as to constitute a nuisance or so as to amount to a nuisance in fact.”

Id. at Chapter 11, Article XXXIV, § 11.3401.

5. To monitor the effectiveness of Prestige’s odor mitigation equipment, I began driving through areas of Mount Prospect and Des Plaines, Illinois, that are near the Facility at approximately the same time in the morning. Specifically, I drove through neighborhoods near the Facility and through the Kensington business park where Prestige is located during the period of 5:00 a.m. to 6:00 a.m.

6. In my position as Director of Building & Inspection Services, I receive complaints – both oral and written – from Village community members about perceived Code land use violations. I investigate such complaints to confirm the legitimacy of these communicated concerns.

7. As part of the monitoring of the effectiveness of Prestige’s odor mitigation equipment, I investigated complaints I received from residents, property owners and businesses regarding noxious smells emitted during operations of the Facility. These investigations occur during my regular monitoring time period and at other times during business hours of 8:00 a.m. through 4:30 p.m., Monday through Friday.

8. During the period of February 1, 2024, through April 1, 2024, I have conducted monitoring activities for the Prestige operations at its Facility. I have recorded the results of the monitoring activities through the emails attached as **Exhibit 1**. I have recorded the results of my monitoring activities as a part of my business activities as the Director of Building & Inspection Services.

9. When I monitor the Prestige Facility operations and I detect an odor that I recognize as emitted by the Prestige Facility, I assess the intensity of the smell on a scale of 1 to 10. Odors at the lower end of my scale are less intense. The higher the number I assign to a detected odor, the greater the intensity of the odor.

10. The monitoring activity I conduct takes place outside and beyond the property lines of 431 Lakeview Court where the Prestige Facility is located. If I detect a noxious odor in a Mount Prospect or Des Plaines neighborhood or in the Kensington business park, such odor has crossed the Prestige property lines and constitutes a Code provision violation.

11. The monitoring records attached as **Exhibit 1** indicate that on a consistent basis during the two-month period of February 1, 2024, through April 1, 2024, I have detected noxious odors at various intensity levels emitted from the Prestige Facility that have crossed over the property lines at 431 Lakeview Court.

12. The monitoring records attached as **Exhibit 1** indicate complaints I received of noxious odors emitted by the Prestige Facility during its operations from residents in the neighborhoods near 431 Lakeview Court, the Park View Montessori School located at 1601 Feehanville Drive, Mount Prospect, and from businesses in the Kensington business park.

13. The monitoring activities I conducted since Prestige installed odor mitigation equipment in December 2023, and the complaints I investigated indicate that the Facility's operations violate the Code provisions referenced above at ¶ 4.

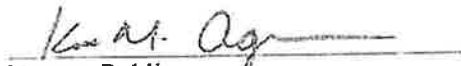
14. I make these statements based upon my own personal knowledge, and I could testify competently thereof if called upon to do so.

15. Nothing further sayeth affiant.


William M. Schroeder

SUBSCRIBED AND SWORN to before

me this 2 day of April, 2024.


Notary Public



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limited liability company,)

Plaintiff,)

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**VILLAGE OF MOUNT PROSPECT'S
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EXHIBIT 1

Affidavit of William M. Schroeder

Exhibit 1

Record of William M. Schroeder Monitoring Activities and Received Complaints

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Thursday, February 1, 2024 2:13 PM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige complaints today

Caution: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. -IT Department

This morning we received a total of 6 Prestige smell complaints from their operation. Brandon verified the smell and it is intermittent. Brandon noted it was a 3-4 (out of 10) southeast of the Prestige facility. We received another anonymous complaint this afternoon.

At lunch this afternoon, I ran my usual route that I usually drive through MP and DP. I noted Prestige product smell south of the Prestige facility along Lowden and it was a 3-4 (out of 10). I then ran to Des Plaines and noted a light Prestige smell of a 1 (out of 10) in Longford Glen. I then ran to Mizken and noted a 1 (out of 10) in their parking lot. I then ran to the village hall. No other smells or noises noted. It didn't look like they were operating at the time I noted the smells; it was residual Prestige smell.

Thanks

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If you experience technical issues or have questions on our portal, please email tlewin@mountprospect.org or permit@mountprospect.org

William M. Schroeder, Ed.M, MCP, CBO, HCO, CSI
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Village of Mount Prospect
Community Development-Building & Inspection Services
50 S Emerson Street
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Mount Prospect, Illinois 60056
D. 847-818-5289
F. 847-870-6620
Email: building@mountprospect.org

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Friday, February 2, 2024 6:09 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige observations this morning

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Arrived in the area about 5:05am, drove my usual route through MP and DP. Prestige was not operating however they were working on equipment inside the facility. I observed the workers through the windows when I was in Mizken's lot. When I was in the Mizken lot, I picked up a slight Prestige odor, about a 1 (on a 10 scale). It was most likely residual because I did not notice any Prestige smells anywhere else. Concluded my observations about 5:35 then did some other code enforcement on some truck parking at a house unrelated to Prestige.

Thanks

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F. 847-870-6620
Email: building@mountprospect.org

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Friday, February 2, 2024 9:50 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige observations this morning #2

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We received a couple of complaints about cheese smell from the Stratford and Lowden area this morning. Both Brandon and I performed observations and confirmed the smell at that intersection. I would classify it as 4 (out of 10) at the Stratford and Lowden area. The wind is blowing southwest and we smelled Prestige product along Central Road, it was the strongest west of Rand and Central. I would it wavered between a 1-2 (on a 10 scale). We tracked the smell south of Central down Owen and as far south as St. Paul Church which is off Busse. Additional staff smelled Prestige product around Village Hall (maybe a 1 on a 10 scale). Vary faint here. I measured the distance via aerial google and the distance we can smell the Prestige product is a mile.

Thanks

Dallas

UV INDEX

1

Low

Low levels all day.

SUNSET

5:07PM

Sunrise: 7:02AM

WIND



PRECIPITATION

0"

Last 24h

Next expected in 2-4 hrs

84%



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Mount Prospect, Illinois 60056

D. 847-818-5289

F. 847-870-6620

Email: building@mountprospect.org

From: Schroeder, William M.

Sent: Friday, February 2, 2024 6:09 AM

To: Cassidy, Michael <MCassady@mountprospect.org>; Bertolucci, Alexander <abertolucci@mountprospect.org>; Jarosz, Doreen <DJarosz@mountprospect.org>; Cooney, Bill <BCooney@mountprospect.org>; Eterno, Mike <MEterno@mountprospect.org>; Allen, Brandon <BAllen@mountprospect.org>; Imalina@ktjlaw.com; Wall, Allen <jawall@ktjlaw.com>; Agoranos, Karen <kagoranos@mountprospect.org>; Shallcross, Jason <JShallcross@mountprospect.org>

Subject: Prestige observations this morning

Arrived in the area about 5:05am, drove my usual route through MP and DP. Prestige was not operating however they were working on equipment inside the facility. I observed the workers through the windows when I was in Mizken's lot. When I was in the Mizken lot, I picked up a slight Prestige odor, about a 1 (on a 10 scale). It was most likely residual because I did not notice any Prestige smells anywhere else. Concluded my observations about 5:35 then did some other code enforcement on some truck parking at a house unrelated to Prestige.

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Village of Mount Prospect

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Email: building@mountprospect.org

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Wednesday, February 7, 2024 9:47 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige observations last night
Attachments: IMG_1737.MOV

Caution: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. -IT Department

After the meeting last night, the Chief let me know that they received a call for service about a noise complaint at Prestige Feed. Since I was still in town, I drove my usual route through MP and DP. I noticed a slight smell of Prestige product in DP, maybe a 1 (on 1-10 scale). I did not notice the noise that they alleged in DP. When I drove to 350 N Wolf, I noticed noise being produced by Prestige. See attached video from last night.

Thanks

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Mount Prospect, Illinois 60056
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F. 847-870-6620
Email: building@mountprospect.org

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Tuesday, February 13, 2024 8:43 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige complaint - Des Plaines resident 774 Mark Avenue

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We received and confirmed a Prestige complaint at the above address this morning. The complainant is Becky at 774 Mark Avenue Cell 847-494-0142. Complainant states it is a repeat concern and her child was gagging from the smell. Complaint and concern has been verified this morning by myself.

Wind pattern from Prestige and complaint location line up.



774 Mark Ave



774 Mark Ave, Des Plaines, IL 60016



Suggest an edit on 774 Mark Ave



Add a missing place



Add your business

Photos



Mount Prospect
Mostly Sunny

1 Low
Low levels all day.

SUNSET
5:21PM
Sunrise: 6:49AM

WIND
7 mph

PRECIPITATION
0"
In last 24h

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John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Wednesday, February 14, 2024 7:22 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige observations this morning x2

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Drove my usual route in MP and DP this morning at 540am. No smells or noise noted from Prestige. Back to hall about 6am.

Drove my usual route in MP and DP this morning at 645am. Wind is blowing towards the north/northeast. I noted Prestige product smell in DP at a 1-2 (on a 1-10 scale) right at the border by Long Meadow subdivision entrance. I drove across into MP again and then through the business park. I noted Prestige product smell at a 1-2 in Mizken's parking lot. Concluded observations at about 7am and then purchased some donuts at Joe Donut for staff.

Thanks

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John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Wednesday, February 14, 2024 4:09 PM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige concern from Montessori School
Attachments: voicemail-1056.m4a

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This is a voicemail complaint from the Assistant Director of the school. Brandon will log and contact the Assistant Director to discuss. The message is clear that the students are bothered, and the parents and the school are concerned.

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From: Allen, Brandon <BAllen@mountprospect.org>
Sent: Wednesday, February 14, 2024 4:03 PM
To: Schroeder, William M. <WSchroeder@mountprospect.org>
Subject: FW:

Another concern from the director of the Montessori school. I will log the concern but didn't know if you wanted Allen to know?

Thanks,

Brandon

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Friday, February 16, 2024 6:06 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige observations this morning

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Arrived in the area at 515am. Drove the usual route in MP and DP. It appeared that Prestige was not operating. When I arrived in Mizken's parking lot, the lights were on inside Prestige and the machines were not operating. Through the windows, I saw a staff member making coffee in their break room.

After doing some additional code enforcement on another property, I arrived at the VH about 550am.

Thanks

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John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Monday, February 19, 2024 8:43 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige observations this morning

Caution: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. -IT Department

Good morning; arrived in the area about 520am. Drove my usual route in MP and DP. Prestige was running this morning. I did notice a rancid/nasty smell in the Lowden neighborhood. It was a 1-3 (on a scale of 10) in the Lowden neighborhood in MP. It looks like wind is blowing west/north west. I noticed the rancid/nasty smell in the Mizken parking lot at about 1-2. I returned to drive through DP and MP again; the smell was still there. Arrived back at the hall about 550am.

Thanks

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John A. Wall

From: Allen, Brandon <BAllen@mountprospect.org>
Sent: Tuesday, February 20, 2024 1:21 PM
To: Schroeder, William M.; Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: RE: Prestige observations this morning #2 (complaints received)
Attachments: voicemail-1058.m4a

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Afternoon,

Attached is a phone message from the assistant director of the Montessori school from this morning. She again notes that multiple children and even parents complain of the intensity of the smell. I was onsite about 11:15 AM and did note the smell to be about a 2-3 at the parking lot of the school. Thank you.

Sincerely,

Brandon Allen, LEHP
Village of Mount Prospect
Environmental Health Superintendent
(847) 818-5271 (office)

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From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Tuesday, February 20, 2024 11:41 AM
To: Cassady, Michael <MCassady@mountprospect.org>; Bertolucci, Alexander <abertolucci@mountprospect.org>; Jarosz, Doreen <DJarosz@mountprospect.org>; Cooney, Bill <BCooney@mountprospect.org>; Eterno, Mike <MEterno@mountprospect.org>; Allen, Brandon <BAllen@mountprospect.org>; Imalina <ktjlaw.com>; Wall, Allen <jawall@ktjlaw.com>; Agoranos, Karen <kagoranos@mountprospect.org>; Shallcross, Jason <JShallcross@mountprospect.org>
Subject: Prestige observations this morning #2 (complaints received)

The Village received complaints from both Mizken and Montessori School in the Business Park. 20 minutes after receiving the complaints, we went and performed our normal observations both in MP and DP. I did notice Prestige smell at both facilities this morning at

approximately 1030-1045am. Specifically it is 3 (on a 10 scale) on the outside the entrance of Mizken and Montessori School. It was more of 4-5 at alcoves near door entrances because it seems like the smell gets trapped by the wind. Both facilities are north of Prestige.

I went into Mizken and smelled Prestige product immediately upon entering their office (a 1 on a 10 scale). I noticed the Prestige smell more pronounced in their warehouse (a 2) and near their test kitchen. I walked their entire facility and smelled it in their office. The workers smelled it more significantly earlier.

The video is from the loading dock area of Mizken.

I went into Montessori School and smelled it immediately in their foyer. The employee said that the kids and teachers came in early from their recess.

The smell was worse by the playground; I would say a 4 on a 10 scale (more pungent).



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From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Tuesday, February 20, 2024 11:21 AM
To: Schroeder, William M. <WSchroeder@mountprospect.org>
Subject:

William M. Schroeder
Director of Building & Inspection Services
Village of Mount Prospect
P. 847-818-5289

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Wednesday, February 21, 2024 8:55 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige observations this morning

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Since the complaints started coming in about this time yesterday, I drove my usual route in MP and DP. I noticed a faint smell of Prestige product in Des Plaines (a 1 on a 10 scale). Then I crossed over Wolf to the business park and then the Prestige smell hit me (3 on a 10 scale). Then I drove the parking area around the building of the Montessori School and Mizken; the smell in the parking lot was very strong (4 on a 10 scale). It was particularly pungent by the loading dock of Mizken (that is directly north of Prestige). I called Mike Sobotta at Mizken right away and I asked if the smell was in his facility yet. Mike said no but Mike did smell the Prestige smell in the parking lot. I asked him to call my cell if he notes the Prestige smell in the building.

Wind is blowing towards the north/northwest. The smell patterns I noted match the wind direction.

Also, kind of an odd thing; as I was parked adjacent to the Prestige facility in the Mizken lot, I noticed a sprinkling of liquid (like a rain drizzle but it wasn't rain) which I did not note in other areas of the business park when I drove. I used my wipers and the droplets smeared.



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Email: building@mountprospect.org

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Tuesday, February 27, 2024 6:28 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige complaint late yesterday

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I received a complaint from a resident that they smelled what they believe to be Prestige cheese at approximately 6:05pm. The complainant works in the area and smells Prestige regularly.

Just over a mile away from Prestige. Wind was blowing north/northeast at 11-12 mph. Fits into the complaint location.

Thanks



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John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Tuesday, February 27, 2024 11:53 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige complaints this morning

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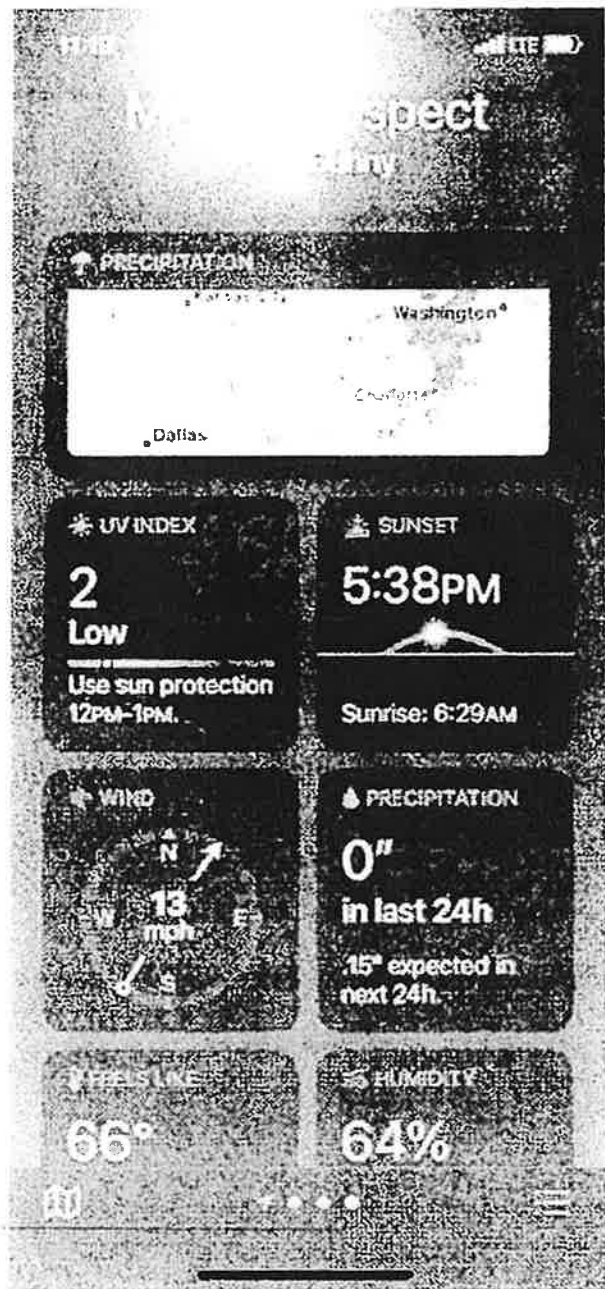
We are receiving a lot of complaints this morning. Park View Montessori called (Kathy English) and she said parents were complaining/upset with the smell. Also, children cannot go outside. I smelled it in their parking lot and Mizkens parking lot. I contact Mike at Mizken and he has not smelled it inside yet but did outside. I would say a 3-4 on a 10 scale.

I drove Des Plaines and smelled it on Dursey Lane in Long Meadow at the intersection of Wolf (1-2 on a 10 scale).

I drove further north in MP since the wind was pretty strong and I smelled it on Euclid (1-2 on a 10 scale). That is 4768 feet away from Prestige.

All complaints today are very vocal since the weather is getting warmer and people are going out.

Thanks





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John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Friday, March 8, 2024 2:07 PM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige complaint today

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Another complainant came forward about Prestige. He would be willing to testify as a witness. Scott Beil at 224-465-4250 at 319 Marcella. Scott said it smelled absolutely horrible last night. He has smelled the Prestige product for awhile but last night was really bad.

I spoke Scott today and asked him to continue to report his concerns.

Allen; in case you need another witness.

Thanks

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John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Monday, March 11, 2024 9:38 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: Prestige observations this morning

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In the area about 535am; drove the usual route and nothing was smelled or heard. Came back to the village hall for a bit.

Went back out about 715am and drove the usual route. Prestige was operating. I noticed noise and smell at the parking lot of 350 N Wolf. Drove into Des Plaines and was blasted with a strong smell of Prestige product at the intersection of Wolf and Feehanville/Dursey in DP. Wind is blowing North/Northwest about 8-10 mph. Towards Mizken/Park View Montessori School.

I drove by Mizken and Park View Montessori School; there is a very strong/pungent smell of Prestige product in the parking lot of both businesses. (on a 10 scale, it was 4+ and pungent). Smell was so bad, I called Mike Sobotta to check in with him and he said that it didn't smell in his facility yet however he noticed in his entry alcove outside.

Brandon drove this morning too; he said it was rough smelling.

Thanks

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John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Tuesday, March 12, 2024 3:08 PM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: Prestige observations and complaints today

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Sorry the update is a bit late; here you go.

- 1) I arrived in the area about 535am and drove my usual route in MP and DP. No Prestige noises or smells noted. Back to hall about 555am.
- 2) I drove the usual route at about 800am and found Prestige operating. I noted Prestige product smell in the 350 N Wolf parking lot (about a 1-2 on 10 scale). Wind was blowing approximately 12-15 mph to the northeast. I smelled Prestige product in Des Plaines on Dursey Lane heading west to Feehanville in MP. Smell in Des Plaines was a solid cheesy 4+ (on a 10 scale); kind of cheese punch to the face. Nothing noted by Mizken. I drove to Kensington Road to the Walgreens parking lot and smelled Prestige product there (a 2 on a 10 scale). I drove through the business park and arrived at the hall about 845am.
- 3) At 912am, I received a complaint that Republic Services was picking up the dumpster at Prestige and they found leaking liquid which was presumed to be leaking discarded cheese product and most likely water or a cheese by product which was flowing onto the ground. SEE PICTURE – I will send to Lance and Allen to send to Prestige attorney.
- 4) At about 930am, we received a complaint from Sargan in Des Plaines. Sargan said it (Prestige) was horrible smelling today.
- 5) At about 1pm, on lunch I ran from MP to DP and through MP business park. Prestige was not operating however when I ran through the 350 N Wolf parking lot I smelled a lot of Prestige cheese product (a 2-3 on a 10 scal). It was kind of weird that it was not operating however I still smelled the Prestige Cheese product. No other smell in the business park. Back to hall about 2pm.
- 6) At 156pm, we received a complaint of Prestige smells and noises from a resident in MP. Resident left a message and I tried returning the message/voicemail was not set up yet.



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Email: building@mountprospect.org

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Wednesday, March 13, 2024 7:36 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: Prestige observations this morning

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In the area at 545am, looking as some lights. I waited until 630 to perform Prestige observations. Not as windy today- 2 mph heading east towards Des Plaines.

I drove the usual route in MP and DP. As soon as I turned off Lowden and crossed into Des Plaines I smelled Prestige product. The intensity was about a 1-2 on a 10 scale. I drove through Des Plaines and caught a smell of Prestige at about a 1 level. I went to the business park and Mizken area where I did not pick up any smells.

It appears they are starting later in the morning now.

Thanks

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John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Thursday, March 14, 2024 5:18 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: Prestige observations this morning

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In the area at 430am. As I was driving east bound on Central near Albert/Rand I noted a Prestige cheese smell; a 1-2 on 10 scale. This is pretty unusual however I smelled Prestige this far west before. I continued my usual drive in MP and DP noting a light cheese smell on Lowden. I noted the wind is blowing towards the west at 7-8 mph. Driving along Des Plaines on Wolf Road I heard the whirling noise of the Prestige Cyclone.

Prestige was operating this morning. As I parked in Mizken's lot by Prestige, I noted that the Prestige conveyor belt was loaded with product going into the oven. As I was parked for a few minutes, workers observed me in my vehicle in the Mizken parking lot. One worker waved to me from the inside of Prestige. I did not wave back.

The smell was very strong outside of the ice rink on Lakeview Court. I would say a 4-5 on a 10 scale. I drove Feehanville and Business Drive smelling Prestige product along the way. I drove back to the Village Hall noting the cheese smell on Central again as I arrived at the Village Hall about 5am.

This week, it appears that there is more truck traffic at the Prestige facility; I do not know if pick or delivery or what. Also, I noted the delivery of more dumpsters at the rear of the building. The dumpsters are still in the drive aisle.

Thanks

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John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Friday, March 15, 2024 7:40 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: Prestige observations this morning
Attachments: IMG_1890.MOV

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Two visits already this morning

I arrived in the area at 510am. Drove my usual route in MP and DP. There was a lot of activity at Prestige this morning. The conveyor was not operating. No Prestige smells this morning. There was plenty of noise from the forklift and trucks. SEE ATTACHED VIDEO. Forklift being operated outside moving dumpsters.

Around 6am, Jason and I had to visit an unrelated lighting complaint. After the lighting complaint at about 630am, we drove the Prestige route again in MP and DP. Prestige started operating and the wind is blowing south/southwest at 9mph. We smelled Prestige on Central, Stevenson, Lowden (about a 1-2 on a 10 scale). Nothing in DP, by Mizken, or Parkview.

There is heavier truck traffic and it appears to be heavier production at the Prestige facility. Not sure what that means but I do see a difference with increased production and their truck traffic.

Thanks

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William M. Schroeder, Ed.M, MCP, CBO, HCO, CSI
Director of Building & Inspection Services
Village of Mount Prospect
Community Development-Building & Inspection Services

50 S Emerson Street
2nd Floor
Mount Prospect, Illinois 60056
D. 847-818-5289
F. 847-870-6620
Email: building@mountprospect.org

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Friday, March 15, 2024 5:55 AM
To: Schroeder, William M. <WSchroeder@mountprospect.org>
Subject:

William M. Schroeder
Director of Building & Inspection Services
Village of Mount Prospect
P. 847-818-5289

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Friday, March 15, 2024 6:01 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: FW: Pet food factory smell

Caution: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. -IT Department

Yesterday was a very busy day with complaints and observations of Prestige. Below is a complainant that states their daughter vomited because the smell was so strong.

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Community Development-Building & Inspection Services
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2nd Floor
Mount Prospect, Illinois 60056
D. 847-818-5289
F. 847-870-6620
Email: building@mountprospect.org

From: Allen, Brandon <BAllen@mountprospect.org>
Sent: Thursday, March 14, 2024 3:56 PM
To: Schroeder, William M. <WSchroeder@mountprospect.org>
Subject: FW: Pet food factory smell

Afternoon,

We received about 6 complaints this morning in regards to smells from Prestige. Below is the most serious one with the resident stating that his daughter vomited.

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Monday, March 18, 2024 3:33 PM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: Prestige observations this morning

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I arrived in the area at 530am. I drove the usual route in MP and DP; as I approached the entrance of the parking lot of 350 N Wolf, I smelled cheese at a level 1 out of 10. As I drove closer to the rear of the Prestige while still in the parking lot 350 N Wolf, I smelled a very significant smell of Prestige cheese product however they were not operating. The rear overhead delivery door of Prestige was open and the air was permeated with cheese smell in the parking lot of 350 N Wolf. I would say a 5 out of 10 level. I saw 3 workers outside servicing the exterior silo and while I was in the Mizken parking lot, I observed through the windows of Prestige employees servicing the equipment.

I finished my observation route and went back to the Village Hall at approximately 555am.

Thanks

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Community Development-Building & Inspection Services
50 S Emerson Street
2nd Floor
Mount Prospect, Illinois 60056
D. 847-818-5289
F. 847-870-6620

Email: building@mountprospect.org

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Tuesday, March 19, 2024 6:09 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: Prestige observations this morning

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Arrived in the area about 525am, drove my usual route in MP and DP. At the intersection of Rand and Central, I smelled Prestige product right before the intersection heading east. It was a 1-2 on a 10 scale. Once I was past LA Fitness, the smell ceased. I drove behind 350 N Wolfe and Mizken and determined Prestige was not operating at that time. When at Mizken, I noticed there was not as many cars at Prestige (i.e. workers) and it appeared that the employees inside were wiping some equipment down and moving some items via forklift.

I conclude my observations at about 550am and went back to the Village Hall. I smelled Prestige product at the corner of Central and Emerson when heading back to the hall.

Thanks

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Community Development-Building & Inspection Services
50 S Emerson Street
2nd Floor
Mount Prospect, Illinois 60056
D. 847-818-5289
F. 847-870-6620
Email: building@mountprospect.org

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Wednesday, March 20, 2024 8:08 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: Prestige observations this morning X2

Caution: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. -IT Department

Arrived in the area at 550am, drove the usual route in MP and DP, no smells or sounds. Prestige was not operating. There are a lot of vehicles in the parking lot at Prestige. Seems a bit more parked cars than a usual shift. No semis picking up product or staged. Went back to hall at about 615am.

We picked up signs at the hall and coffee'd up, then I went out to a construction site and then drove the usual route again in MP and DP at 725am. Prestige was still not operating. Back to hall about 8am.

Thanks

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Village of Mount Prospect
Community Development-Building & Inspection Services
50 S Emerson Street
2nd Floor
Mount Prospect, Illinois 60056
D. 847-818-5289
F. 847-870-6620
Email: building@mountprospect.org

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Thursday, March 21, 2024 7:02 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: Prestige observations this morning

Caution: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. -IT Department

Arrived in the area at 530am. Drove the usual route in MP and DP. Defiantly some skunks out this morning. I noticed that there are more dumpsters located in the back of Prestige. They have 4 dumpsters and a large roll off from Republic.

I did not notice Prestige running at that time. I did not see their production line/conveyor running. I did hear a faint pounding of metal inside the building while I was in the parking lot of 350 N Wolf and Mizken.

Thanks

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50 S Emerson Street
2nd Floor
Mount Prospect, Illinois 60056
D. 847-818-5289
F. 847-870-6620
Email: building@mountprospect.org

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Monday, April 1, 2024 7:00 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony; Allen, Brandon
Subject: Prestige observations this morning

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I arrived in the area around 515am. I drove the usual areas in MP and DP. There were employees at Prestige, one was observed in a dumpster jumping up and down to flatten the contents down. I did not observe Prestige running.

I concur with Brandon, some machinery is missing off the top of the building. I believe the removed equipment was installed when the 1st and 2nd attempts at installing the Byers equipment was installed to attempt to mitigate the smell discharge. Interesting that the equipment was removed...

Thanks

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Community Development-Building & Inspection Services
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Mount Prospect, Illinois 60056
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Email: building@mountprospect.org

FILED
 4/8/2024 1:03 PM
 IRIS Y. MARTINEZ
 CIRCUIT CLERK
 COOK COUNTY, IL
 2023CH05147
 Calendar, 14
 27162351

IN THE CIRCUIT COURT OF COOK COUNTY
 COUNTY DEPARTMENT, CHANCERY DIVISION

PRESTIGE FEED PRODUCTS, LLC, an Illinois	)
limited liability company,	)
	)
Plaintiff,	)
	)
v.	)
	)
VILLAGE OF MOUNT PROSPECT, an Illinois	)
municipal corporation,	)
	)
Defendant.	)

Case No. 2023 CH 5147

 Judge Quish

 Calendar 14

VILLAGE OF MOUNT PROSPECT, an Illinois	)
municipal corporation,	)
	)
Defendant/Counter-Plaintiff,	)
	)
v.	)
	)
PRESTIGE FEED PRODUCTS, LLC, an Illinois	)
limited liability company,	)
	)
Plaintiff/Counter-Defendant.	)

VILLAGE OF MOUNT PROSPECT'S
MOTION FOR TEMPORARY RESTRAINING ORDER

EXHIBIT 2

Affidavit of Brandon Allen

**IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CHANCERY DIVISION**

PRESTIGE FEED PRODUCTS, LLC, an Illinois)
limited liability company,)

Plaintiff,)

v.)

VILLAGE OF MOUNT PROSPECT, an Illinois)
municipal corporation,)

Defendant.)

Case No. 2023 CH 5147

Judge Quish

VILLAGE OF MOUNT PROSPECT, an Illinois)
municipal corporation,)

Defendant/Counter-Plaintiff,)

v.)

PRESTIGE FEED PRODUCTS, LLC, an Illinois)
limited liability company,)

Plaintiff/Counter-Defendant.)

Affidavit of Brandon Allen

I, Brandon Allen, being first duly sworn upon oath, depose and state as follows:

1. I am employed by the Village of Mount Prospect ("Village") and my current position is Environmental Health Superintendent in the Village's Community Development Department.

2. In my capacity as the Village's Environmental Health Superintendent, I investigate complaints regarding violations of the Mount Prospect Municipal Code (the "Code") that may affect the health, safety and the well-being of Village citizens and businesses.

3. In December 2023, I learned that Prestige Feed Products ("Prestige"), located at 431 Lakeview Court in Mount Prospect, Illinois, installed equipment designed to abate odor emissions that occurred when it operated its Facility to process animal feed products that include cheese as an ingredient.

4. After Prestige installed the odor mitigation equipment, I assisted William Schroeder in conducting monitoring activities to determine if Prestige production activities violated Code provisions pertaining to permitted or conditional uses for Village zoning districts, including:

- (a) I-1 Limited Industrial District "Manufacturing, Light" as a permitted use. The Code defines "Manufacturing, Light" as follows:

MANUFACTURING, LIGHT: The assembly, fabrication or processing of goods and materials using processes that do not create noise, smoke, fumes, odors, glare or health or safety hazards outside of the building or lot where such assembly, fabrication, or processing takes place, where such processes are housed entirely within a building. Light manufacturing generally includes processing and fabrication of finished products predominantly from previously prepared materials and includes processes that do not require extensive floor areas or land areas. "Light manufacturing" shall not include any use that is otherwise listed specifically in a zoning district as a permitted or conditional use.

Village of Mount Prospect Municipal Code, Chapter 14, Article XIV, § 14.2104.

- (b) The Code defines "Manufacturing, Heavy" as follows:

MANUFACTURING, HEAVY: The assembly, fabrication or processing of goods and materials using processes that ordinarily have greater than minimal impacts on the environment, or that ordinarily have significant impacts on the use and enjoyment of adjacent property in terms of noise, smoke, fumes, visual impact, odors, glare, or health and safety hazards, or that otherwise do not constitute "light manufacturing." Heavy manufacturing generally includes processing and fabrication of large or bulky products made from extracted or raw materials and processes that require extensive floor areas or land area for the fabrication and/or incidental storage of the products. "Heavy manufacturing" shall not include any use that is otherwise listed specifically in a zoning district as a permitted or conditional use.

Id.

- (c) The Code provides that:

The release of odorous matter from any industrial district across residence or business district boundary lines shall be so controlled that, at ground level or at habitable elevations, the concentration shall not exceed the odor threshold level. Further, the release of odorous matter across lot lines shall not become a nuisance or source of discomfort to neighboring uses.

Id. at § 14.2104(G)(1).

- (d) The Code describes a "nuisance" as "[t]o use any premises to create an offensive smell that taints the air and renders it unwholesome or unreasonably disagreeable to other persons."

Id. at Chapter 23, Article XIV, § 23.1403(F).

- (e) The Code prohibits activity that constitutes a nuisance: "No business, occupation or activity, licensed under this code or not, shall be conducted or operated so as to constitute a nuisance or so as to amount to a nuisance in fact."

Id. at Chapter 11, Article XXXIV, § 11.3401.

5. In my position as the Environmental Health Superintendent, I receive complaints from Village community members about perceived Code violations that affect the health, safety and the well-being of Village citizens and businesses. I also monitored the effectiveness of Prestige's odor mitigation equipment by driving through neighborhoods near the Prestige Facility and through the Kensington business park where Prestige is located.

6. During the period of February 1, 2024, through April 1, 2024, when I monitored activity of the Prestige Facility or investigated a complaint made to the Village, I recorded the results of my activity through emails attached as **Exhibit 1** as a part of my business activities as the Environmental Health Superintendent.

7. When I monitor Prestige Facility activity or investigate a complaint made to the Village and I detect a smell that I recognize as emitted by the Prestige Facility, I assess the intensity of the smell on a scale of 1 to 10. Odors at the lower end of my scale are less intense. The higher the number I assign to a detected odor, the greater the intensity of the odor.

8. I make these statements based upon my own personal knowledge, and I could testify competently thereof if called upon to do so.

9. Nothing further sayeth affiant.


Brandon Allen

SUBSCRIBED AND SWORN to before

me this 2 day of April, 2024.


Notary Public



**IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CHANCERY DIVISION**

PRESTIGE FEED PRODUCTS, LLC, an Illinois
limited liability company,

Plaintiff,

v.

VILLAGE OF MOUNT PROSPECT, an Illinois
municipal corporation,

Defendant.

Case No. 2023 CH 5147

Judge Quish

Calendar 14

VILLAGE OF MOUNT PROSPECT, an Illinois
municipal corporation,

Defendant/Counter-Plaintiff,

v.

PRESTIGE FEED PRODUCTS, LLC, an Illinois
limited liability company,

Plaintiff/Counter-Defendant.

**VILLAGE OF MOUNT PROSPECT'S
MOTION FOR TEMPORARY RESTRAINING ORDER**

EXHIBIT 2

Affidavit of Brandon Allen

Exhibit 1

Record of Brandon Allen Monitoring Activities and Received Complaints

John A. Wall

From: Allen, Brandon <BAllen@mountprospect.org>
Sent: Thursday, February 8, 2024 4:16 PM
To: Schroeder, William M.; Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: Prestige observations 02/08/2024

Caution: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. -IT Department

Afternoon,

We received several concerns regarding Prestige smells this morning from commercial businesses. One was from Mike Sobotta at the Mizkan facility directly to the north of Prestige at 1601 Feehanville Drive Suite #200. I was onsite at about 11:40 AM and I verified that the smell was about 2-3 in the parking lot of his business. When I spoke with Mike later in the day, he noted that today was a tasting day for the food additives that they test, and that the smell coming into his building holds up his ability to operate. He also noted that his businesses attorney happened to be onsite today, and he verified that the smell was present both inside and outside the facility.

Later in the morning around 11:45 AM we received two concerns from the Montessori school directly to the north of Mike Sobotta's business, in the same building at 1601 Feehanville Drive Suite #300. First was from the director of the school, Irena Nikolic. She stated that they often get smells from Prestige but that the last three days had been particularly bad. She said that the children had to leave the park this morning, because the smell was so overwhelming. She noted that several children complained of feeling ill after smelling the emissions. She expressed concern that they watch very small children as well as children with asthma and other breathing conditions. She noted that the children were particularly disappointed since the weather was nearing 60 F today and they wanted to be outside. I updated Irene as to the status of the next court date. I also informed her that I had confirmed the smell about a 2-3 in their parking lot just prior to her call. Just after speaking with Irene, I received a call from a school worker, Jen Stanley. She did not know that her director had already contacted me, but she wanted to make sure that a complaint was logged. She said that she was the teacher that had the kids outside when the decision was made to come inside. She said that one little girl was so heavily affected that she was still currently sitting in the classroom with a bucket in front of her as she thought she was going to vomit. Jen also noted that this student now refused to eat lunch as she was made so nauseous from the smells. Jen notes that she has worked at this school since it opened in 2019 (same year as Prestige). She said that she would be willing to speak with whomever about the number of times the smells affect them and their students.

We'll continue to monitor and log complaints. Let us know if you need anything else.

Sincerely,

Brandon Allen, LEHP
Village of Mount Prospect
Environmental Health Superintendent
(847) 818-5271 (office)

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John A. Wall

From: Allen, Brandon <BAlien@mountprospect.org>
Sent: Tuesday, February 20, 2024 1:21 PM
To: Schroeder, William M.; Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason
Subject: RE: Prestige observations this morning #2 (complaints received)
Attachments: voicemail-1058.m4a

Caution: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. -IT Department

Afternoon,

Attached is a phone message from the assistant director of the Montessori school from this morning. She again notes that multiple children and even parents complain of the intensity of the smell. I was onsite about 11:15 AM and did note the smell to be about a 2-3 at the parking lot of the school. Thank you.

Sincerely,

Brandon Allen, LEHP
Village of Mount Prospect
Environmental Health Superintendent
(847) 818-5271 (office)

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From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Tuesday, February 20, 2024 11:41 AM
To: Cassady, Michael <MCassady@mountprospect.org>; Bertolucci, Alexander <abertolucci@mountprospect.org>; Jarosz, Doreen <DJarosz@mountprospect.org>; Cooney, Bill <BCooney@mountprospect.org>; Eterno, Mike <MEterno@mountprospect.org>; Allen, Brandon <BAlien@mountprospect.org>; Imalina@ktjlaw.com; Wall, Allen <jawall@ktjlaw.com>; Agoranos, Karen <kagoranos@mountprospect.org>; Shallcross, Jason <JShallcross@mountprospect.org>
Subject: Prestige observations this morning #2 (complaints received)

The Village received complaints from both Mizken and Montessori School in the Business Park. 20 minutes after receiving the complaints, we went and performed our normal observations both in MP and DP. I did notice Prestige smell at both facilities this morning at

John A. Wall

From: Schroeder, William M. <WSchroeder@mountprospect.org>
Sent: Friday, March 15, 2024 6:01 AM
To: Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Allen, Brandon; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: FW: Pet food factory smell

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Yesterday was a very busy day with complaints and observations of Prestige. Below is a complainant that states their daughter vomited because the smell was so strong.

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Director of Building & Inspection Services
Village of Mount Prospect
Community Development-Building & Inspection Services
50 S Emerson Street
2nd Floor
Mount Prospect, Illinois 60056
D. 847-818-5289
F. 847-870-6620
Email: building@mountprospect.org

From: Allen, Brandon <BAllen@mountprospect.org>
Sent: Thursday, March 14, 2024 3:56 PM
To: Schroeder, William M. <WSchroeder@mountprospect.org>
Subject: FW: Pet food factory smell

Afternoon,

We received about 6 complaints this morning in regards to smells from Prestige. Below is the most serious one with the resident stating that his daughter vomited.

Thanks,

Brandon

From: Max Inzerillo <madmax7817@yahoo.com>

Sent: Thursday, March 14, 2024 9:03 AM

To: Allen, Brandon <BAllen@mountprospect.org>

Subject: Pet food factory smell

My name is Max Inzerillo I'm writing regarding the factory smell I was outside waiting for my kids buss around 8 50 am and the smell was so bad that my little daughter started trowin up the smell was so strong I couldn't stay outside . My address 1513 MITCHELL In Mount prospect 60056

John A. Wall

From: Allen, Brandon <BAllen@mountprospect.org>
Sent: Wednesday, March 27, 2024 4:26 PM
To: Schroeder, William M.; Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: Recent Prestige observations
Attachments: IMG_3755.JPG; IMG_3496.JPG

Caution: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. -IT Department

Afternoon all,

Just wanted to share some recent observations at Prestige. I was near the facility several times today in the morning and afternoon and did not note any smell. However, their engines did not sound to be running. I did note that they appear to have removed a large piece of machinery from the roof line to the right of the smokestacks. I have attached a before and after photo. The original photo (IMG_3496) was taken January 15, 2024. The other photo was taken today.

Sargon Merza called this afternoon and noted that they have not operated since the last court hearing, March 20, 2024. He stated that it had been a great benefit to him to not hear/smell their facility all day long and he hoped that this continued. We will continue to monitor.

Sincerely,

Brandon Allen, LEHP
Village of Mount Prospect
Environmental Health Superintendent
(847) 818-5271 (office)

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From: Allen, Brandon <BAllen@mountprospect.org>

Sent: Wednesday, March 27, 2024 4:26 PM

To: Schroeder, William M. <WSchroeder@mountprospect.org>; Cassady, Michael <MCassady@mountprospect.org>; Bertolucci, Alexander <abertolucci@mountprospect.org>; Jarosz, Doreen <DJarosz@mountprospect.org>; Cooney, Bill <BCooney@mountprospect.org>; Eterno, Mike <MEterno@mountprospect.org>; Imalina@ktjlaw.com; Wall, Allen <jawall@ktjlaw.com>; Agoranos, Karen <kagoranos@mountprospect.org>; Shallcross, Jason <JShallcross@mountprospect.org>; Addante, Anthony <AAddante@mountprospect.org>

Subject: Recent Prestige observations

Afternoon all,

Just wanted to share some recent observations at Prestige. I was near the facility several times today in the morning and afternoon and did not note any smell. However, their engines did not sound to be running. I did note that they appear to have removed a large piece of machinery from the roof line to the right of the smokestacks. I have attached a before and after photo. The original photo (IMG_3496) was taken January 15, 2024. The other photo was taken today.

Sargon Merza called this afternoon and noted that they have not operated since the last court hearing, March 20, 2024. He stated that it had been a great benefit to him to not hear/smell their facility all day long and he hoped that this continued. We will continue to monitor.

Sincerely,

Brandon Allen, LEHP
Village of Mount Prospect
Environmental Health Superintendent
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John A. Wall

From: Allen, Brandon <BAllen@mountprospect.org>
Sent: Friday, March 29, 2024 10:46 AM
To: Schroeder, William M.; Cassady, Michael; Bertolucci, Alexander; Jarosz, Doreen; Cooney, Bill; Eterno, Mike; Lance C. Malina; John A. Wall; Agoranos, Karen; Shallcross, Jason; Addante, Anthony
Subject: RE: Recent Prestige observations

Caution: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. -IT Department

Morning All,

Quick update regarding Prestige complaints. Yesterday we received several concerns in the early afternoon that the odor had returned. More complaints were received yesterday evening and this morning. I was onsite yesterday around 1 PM and this morning around 8:30 AM. Both times I noted a smell around a 2-3 in the area around the facility. All complaints were documented. We will continue to monitor.

Sincerely,

Brandon Allen, LEHP
Village of Mount Prospect
Environmental Health Superintendent
(847) 818-5271 (office)

Special Notice to our Customers

The preferred method for a permit application is electronically via an online portal which is available at www.mountprospect.org/permits.

If you experience technical issues or have questions on our portal, please email tlewin@mountprospect.org or permit@mountprospect.org

From: Allen, Brandon
Sent: Wednesday, March 27, 2024 4:26 PM
To: Schroeder, William M. <WSchroeder@mountprospect.org>; Cassady, Michael <MCassady@mountprospect.org>; Bertolucci, Alexander <abertolucci@mountprospect.org>; Jarosz, Doreen <DJarosz@mountprospect.org>; Cooney, Bill <BCooney@mountprospect.org>; Eterno, Mike <MEterno@mountprospect.org>; Imalina@ktjlw.com; Wall, Allen <jawall@ktjlw.com>; Agoranos, Karen <kagoranos@mountprospect.org>; Shallcross, Jason <JShallcross@mountprospect.org>; Addante, Anthony <AAddante@mountprospect.org>
Subject: Recent Prestige observations

Afternoon all,

Just wanted to share some recent observations at Prestige. I was near the facility several times today in the morning and afternoon and did not note any smell. However, their engines did not sound to be running. I did note that they appear to have removed a large piece of machinery from the roof line to the right of the smokestacks. I have attached a before and after photo. The original photo (IMG_3496) was taken January 15, 2024. The other photo was taken today.

Sargon Merza called this afternoon and noted that they have not operated since the last court hearing, March 20, 2024. He stated that it had been a great benefit to him to not hear/smell their facility all day long and he hoped that this continued. We will continue to monitor.

Sincerely,

Brandon Allen, LEHP
Village of Mount Prospect
Environmental Health Superintendent
(847) 818-5271 (office)

Special Notice to our Customers

The preferred method for a permit application is electronically via an online portal which is available at www.mountprospect.org/permits.

If you experience technical issues or have questions on our portal, please email tlewin@mountprospect.org or permit@mountprospect.org

9. Representation. Each party to this Agreement is being represented by his/her/its own attorney and this Agreement represents the collaborative drafting of all Parties.

10. Compliance. For purposes of any deadline contained herein, compliance shall be measured by using the date of the postmark using United States mail, first class, or any courier service.

11. Integration Clause. This Agreement supersedes and controls over all prior agreements, understandings and discussions whatsoever. There are no other documents that supplement this Agreement or in any way constitute a part of this Agreement.

IN WITNESS WHEREOF, this Agreement has been read and signed by each of the Parties below.

The Prestige Parties

JP
Feed
Prestige Feed Products, LLC
By: Cereal Byproducts Company,
as Manager

By: Joseph C. Pesoli
Its: Vice President

Joseph Pesoli

The Village Parties

Village of Mount Prospect

By: [Signature]
Name: [Signature]
Its: Authorized Agent

By: [Signature]
Michael J. Cassady,
Village Manager

[Signature]
William Cooney,
Director of Community Development

**IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CHANCERY DIVISION**

PRESTIGE FEED PRODUCTS, LLC, an Illinois)
limited liability company,)

Plaintiff,)

v.)

VILLAGE OF MOUNT PROSPECT, an Illinois)
municipal corporation, et al.,)

Defendants.)

Case No. 2023 CH 5147

Judge Quish

Calendar 14

VILLAGE OF MOUNT PROSPECT, an Illinois)
municipal corporation, et al.,)

Defendants/Counter-Plaintiffs,)

v.)

PRESTIGE FEED PRODUCTS, LLC, an Illinois)
limited liability company,)

Plaintiff/Counter-Defendant.)

Defendants/Counter-Plaintiffs' Amended Verified Counterclaim For Injunctive Relief

EXHIBIT L

Letter from Lance C. Malina to Riccardo DiMonte, dated April 10, 2023



20 N. Wacker Drive, Ste 1660
Chicago, Illinois 60606-2903
T 312 984 6400 F 312 984 6444

DD 312 984 6469
lcmalina@ktjlaw.com

15010 S. Ravinia Avenue, Ste 10
Orland Park, Illinois 60462-5353
T 708 349 3888 F 708 349 1506

www.ktjlaw.com

April 10, 2023

Via FedEx

Robbins DiMonte, Ltd.
Attn: Riccardo DiMonte
216 W. Higgins Rd.
Park Ridge, IL 60068

RE: Notice of Termination of Tolling Agreement Between Prestige Feed Products, LLC, and the Village of Mount Prospect, Illinois (March 31, 2023-December 31, 2023)

Dear Mr. DiMonte:

Please be advised that the Village of Mount Prospect HEREBY exercises its right, under Section 3, to terminate the above referenced tolling agreement.

Very truly yours,
KLEIN, THORPE & JENKINS, LTD.

A handwritten signature in cursive script, appearing to read "Lance C. Malina", written over a horizontal line.

Lance C. Malina, Village Attorney

Cc: Anastas Shkurti AShkurti@robbinsdimonte.com
Michael Cassady mcassady@mountprospect.org
Bill Cooney bcooney@mountprospect.org
William Schroeder wschroeder@mountprospect.org

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CHANCERY DIVISION

PRESTIGE FEED PRODUCTS, LLC, an Illinois	)	
limited liability company,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 2023 CH 5147
	)	
VILLAGE OF MOUNT PROSPECT, an Illinois	)	Judge Quish
municipal corporation, et al.,	)	
	)	Calendar 14
	)	
Defendants.	)	

VILLAGE OF MOUNT PROSPECT, an Illinois	)
municipal corporation, et al.,	)
	)
Defendants/Counter-Plaintiffs,	)
	)
v.	)
	)
PRESTIGE FEED PRODUCTS, LLC, an Illinois	)
limited liability company,	)
	)
Plaintiff/Counter-Defendant.	)

Defendants/Counter-Plaintiffs' Amended Verified Counterclaim For Injunctive Relief

GROUP EXHIBIT M

Mount Prospect Police Department Reports



MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

CALL FOR SERVICE

Call for Service Number
2023-MPP033975

Case Report Number
MPP23-022617

CALL FOR SERVICE INFORMATION

Verification:	V - Verified	Verification Level:	1
Created Date/Time:	10/21/2023 11:10:04 PM	Coordinate Y:	42.07446978
Coordinate X:	-87.91057879	Location Name:	
Location:	431 Lakeview Ct	Location Description:	BUS/PRESTIGE FEED
At Location/In Front:	At Location	Postal City:	
City:	MOUNT PROSPECT	Zip:	60056
State:		Floor:	
Subdivision:		Apt./Unit No.:	
Low Cross Street:		High Cross Street:	FEEHANVILLE DR
Area Name:	MPP	Sector Name:	3168
Beat Name:	MP682	Incident Type:	VIOL OF VILLAGE ORDINANCE
Modifying Circumstance:		Priority:	4 - 4
Alarm Level:		Call Source:	T
User ID:	D032	Device ID:	DISP18
Call Type:		Verified Offense:	
Reported Offense:		1 st Unit Dispatch:	10/21/2023 11:11:08 PM
CFS Date/Time:	10/21/2023 11:10:04 PM	1 st Unit Arrive:	10/21/2023 11:21:23 PM
1 st Unit Enroute:	10/21/2023 11:15:52 PM		
Incident Closed:	10/21/2023 11:27:16 PM		
Reporting District:			
MP0355			
Officers:			

SUBJECT INFORMATION

Person Role:	An initial caller	Is Primary Caller:	Yes
Contact:	No	First Name:	MARYBETH
Middle Name:		Last Name:	STILLMAKER
Phone No.:	847 363 3434	Address:	
City:		Building:	
Apartment/Unit:		Misc. Info:	
Race:		Gender:	
DOB:		Age:	
Height:		Weight:	
Build:		Hair:	
Eyes:		DL No.:	
DL State:		Search Type:	
Property Seized Indicator:		Probable Cause:	
State Fed. Entry Number:		Caller Name:	
Caller Phone:		Caller Address:	
Caller City:		Caller Building:	

Caller Apt Unit:
 Latitude:
 Service:
 ESN:
 Cell Site:

Carrier:
 Longitude:
 Confidence Factor:
 Uncertainty Factor:
 Created Date/Time: 10/21/2023 11:10:04 PM

ADDITIONAL INFORMATION

Report No.	Is Foreign Report No.	Report Agency
MPP23-022617	No	MPP
Disposition	Unit	Primary Unit Indicator
SITUATION RESOLVED NO REPORT	MPP/3168-A	No
Disposition Comments		
BUSINESS WAS OPERATIONAL AND I DETECTED A STRONG, UNPLEASANT ODOR CAUSED BY THE BUSINESS. NO SEE COMPL. NOTHING FURTHER AT THIS TIME.		

Comment Date/Time: 10/21/2023 11:10:04 PM

Comment Text: FACTORY IN OPERATION AFTER HOURS AGAINST A COURT ORDER ACCORDING TO
COMP

User ID: D032	Device ID: DISP18
Unit ID: MPP/3166-A	Agency: MPP
Dispatch Date/Time: 10/21/2023 11:11:08 PM	Enroute Date/Time:
Arrive Date/Time:	Clear Date/Time: 10/21/2023 11:15:57 PM
Primary Unit Flag: Yes	Temporary Unit Flag: No

Officer

321 - SMITH, LOUIS	Agency: MPP
Unit ID: MPP/3168-A	Enroute Date/Time: 10/21/2023 11:15:52 PM
Dispatch Date/Time:	Clear Date/Time: 10/21/2023 11:27:16 PM
Arrive Date/Time: 10/21/2023 11:21:23 PM	Temporary Unit Flag: No
Primary Unit Flag: No	

Officer

300 - CHIRILA, DANIEL

NOTES

Code Call Out Screen

Code One:

Call Location:

Officer Response:

Assisted By:

Body Camera:

Address Modification Required:

Modified Address:

Modified CSZ: MOUNT PROSPECT,
60056

Code Two:

Status Code:

Squad Number:

Squad Video:

Modified Unit/Apt No.:

Modified Sector:

Modified Beat: MP682
Modified Unit/Apt No:
Modified Sector:
Modified Sub Beat:
Modified X Coordinate:
People Modification Required:
Vehicle Modification Required:
Date/Time Modification Required:
Modified Dispatch
Date/Time:
Modified Arrived
Date/Time:
Initial Officer CFS Comments "Only"

Modified Address:
Modified CSZ:
Modified Beat:

Modified Y Coordinate:

Modified Enroute
Date/Time:
Modified Closed
Date/Time:



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-023012

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Noise Complaint
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: THURSDAY 10/26/2023 11:07:00 PM

Call Source:
Reported On: 10/26/2023 11:07:00 PM
Or Between:

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: GENTILE, FRANK
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Noise
Complaint

Hate/Bias:

Crime Completed:

Crime Against:
ILCS Statute: Local Code
IUCR: 7327
UCR Hierarchy:

Location Type: Industrial Site
IBR Group:
IBR Code:

School Incident: No
Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

Person/Entity Type: Complainant
Name: ARIDA, SAMI M
Sex: Male
Height: 5' 4"

Race:
Weight: 152

Resident:
Ethnicity: Unknown
Complexion:

DOB (Age): 12/9/1952
Age: 70

10/27/2023 9:31 AM

Page 1 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-023012

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

Hair: Brown
Facial Hair:
Attire:

Eyes: Brown
Place of Birth:

Juvenile: No
Build:

Drivers License Information

DLN/ID No: A630-7935-2350
DL Status:

DL State:
DL Expiration: 01-2024

DL Country:

Employer/School Information

Employer/School:
Employer Address:

Occupation/Grade:
Employer CSZ:

Aliases

Alias DOB

Email Addresses

Address Type	Address	City, State, Zip	Country
	641 Longford Dr	DES PLAINES, IL 60016	

Phone Type	Phone Number	Carrier
	(847) 308-9427	

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

On October 26th, 2023 at approximately 2300 hrs I responded to the station for a report of a noise complaint at 431 Lakeview Ct. I met with the complainant, Sami Arida, who stated the following in summary:

Sami stated he lives at 641 Longford Dr in Des Plaines and over the past few years has been dealing with an awful smell coming from 431 Lakeview Ct. Sami described the smell as "burnt cheese". Sami said the smell is so bad that he cannot leave his windows open. Sami said in addition to the terrible smell coming from 431 Lakeview Ct, he has heard a very loud noise also coming from the business. Sami said the noise occurs almost every night from 2100 hrs - 0600 hrs. Sami wanted the Police to do something to stop the noise so he came into the station to make a complaint.

After I spoke with Sami I drove to 431 Lakeview Ct to listen for noise and to see if I could smell anything. I was able to smell a strong odor of burnt cheese when I was standing north of the property near the intersection of Feehanville Dr and Wolf Rd. I was able to hear a loud fan noise coming from the business when I drove down Wolf Rd at Longford Dr. I stopped my vehicle and activated my body camera to record the noise I heard. I also went to 676 Middleton Ln, DP and recorded via body camera the loud noise that can be heard.

Nothing further at this time.

10/27/2023 9:31 AM

Page 2 of 2



MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

CALL FOR SERVICE

Call for Service Number
2023-MPP034627

Case Report Number
MPP23-023090

CALL FOR SERVICE INFORMATION

Verification:	V - Verified	Verification Level:	1
Created Date/Time:	10/27/2023 11:20:36 PM	Coordinate Y:	42.07446978
Coordinate X:	-87.91057879	Location Name:	
Location:	431 Lakeview Ct	Location Description:	
At Location/In Front:	At Location	Postal City:	
City:	MOUNT PROSPECT	Zip:	60056
State:		Floor:	
Subdivision:		Apt./Unit No.:	
Low Cross Street:		High Cross Street:	FEEHANVILLE DR
Area Name:	MPP	Sector Name:	3168
Beat Name:	MP682	Incident Type:	PREMISES CHECK
Modifying Circumstance:		Priority:	2 - 2
Alarm Level:		Call Source:	T
User ID:	D100	Device ID:	DISP7
Call Type:		Verified Offense:	
Reported Offense:		1st Unit Dispatch:	10/27/2023 11:23:48 PM
CFS Date/Time:	10/27/2023 11:20:36 PM	1st Unit Arrive:	
1st Unit Enroute:	10/27/2023 11:23:54 PM		
Incident Closed:	10/27/2023 11:38:28 PM		
Reporting District:			
MP0355			
Officers:			

SUBJECT INFORMATION

Person Role:	An initial caller	Is Primary Caller:	Yes
Contact:	Yes	First Name:	JACKIE
Middle Name:		Last Name:	WILK
Phone No.:	847 987 7660	Address:	630 CASLEREA LN
City:	DES PLAINES	Building:	
Apartment/Unit:		Misc. Info:	
Race:		Gender:	
DOB:		Age:	
Height:		Weight:	
Build:		Hair:	
Eyes:		DL No.:	
DL State:		Search Type:	
Property Seized Indicator:		Probable Cause:	
State Fed. Entry Number:		Caller Name:	
Caller Phone:		Caller Address:	
Caller City:		Caller Building:	

Caller Apt. Unit:
 Latitude:
 Service:
 ESN:
 Cell Site:

Carrier:
 Longitude:
 Confidence Factor:
 Uncertainty Factor:
 Created Date/Time: 10/27/2023 11:20:36 PM

SUBJECT INFORMATION

Person Role: Involved Person
 Contact: Unknown
 Middle Name: C
 Phone No.:
 City: DES PLAINES
 Apartment/Unit:
 Race:
 DOB: 3/28/1965
 Height: 5' 10"
 Build:
 Eyes:
 DL State:
 Property Seized Indicator:
 State Fed. Entry Number:
 Caller Phone:
 Caller City:
 Caller Apt. Unit:
 Latitude:
 Service:
 ESN:
 Cell Site:

Is Primary Caller: No
 First Name: BRIAN
 Last Name: WILK
 Address: 630 CASTLEREA LN
 Building:
 Misc. Info:
 Gender:
 Age: 58
 Weight: 175.00
 Hair:
 DL No.: W420-0636-5090
 Search Type:
 Probable Cause:
 Caller Name:
 Caller Address:
 Caller Building:
 Carrier:
 Longitude:
 Confidence Factor:
 Uncertainty Factor:
 Created Date/Time: 10/27/2023 11:37:25 PM

ADDITIONAL INFORMATION

Report No.	Is Foreign Report No.	Report Agency	
MPP23-023090	No	MPP	
Disposition	Unit	Primary Unit Indicator	Disposition Comments
SITUATION RESOLVED NO REPORT	MPP/3168-A	Yes	JACKIE AND BRIAN WILK ADVISED THEY COULD SMELL PRESTIGE FOOD FROM THEIR RESIDENCE. THE SMELL WAS VERY STRONG WHEN ON SCENE.

Comment Date/Time: 10/27/2023 11:20:36 PM
 Comment Text: ONGOING PROB// FACTORY SMELL COMING FROM THIS LOC,, UNABLE TO GO OUTSIDE
 COMPL LIVES AT 630 CASTLEREA LN IN DES PLAINES,, ACROSS FROM WOLF RD,, REQ TO
 BE SPOKEN TO ABOUT THE ISSUE.

User ID: D100
 Unit ID: MPP/3168-A
 Dispatch Date/Time: 10/27/2023 11:23:48 PM
 Arrive Date/Time:

Device ID: DISP7
 Agency: MPP
 Enroute Date/Time: 10/27/2023 11:23:54 PM
 Clear Date/Time: 10/27/2023 11:38:28 PM

Primary Unit Flag: Yes

Temporary Unit Flag: No

Officer

304 - GOORSKY, MICHAEL

NOTES

Code Call Out Screen

Code One:

Call Location:

Officer Response:

Assisted By:

Body Camera:

Address Modification Required:

Modified Address:

Modified CSZ: MOUNT PROSPECT,
60056

Modified Beat: MP682

Modified Unit/Apt No:

Modified Sector:

Modified Sub Beat:

Modified X Coordinate:

People Modification Required:

Vehicle Modification Required:

Date/Time Modification Required:

Modified Dispatch

Date/Time:

Modified Arrived

Date/Time:

Initial Officer CFS Comments "Only"

Code Two:

Status Code:

Squad Number:

Squad Video:

Modified Unit/Apt No.:

Modified Sector:

Modified Address:

Modified CSZ:

Modified Beat:

Modified Y Coordinate:

Modified Enroute

Date/Time:

Modified Closed

Date/Time:



MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

CALL FOR SERVICE

Call for Service Number
2023-MPP034947

Case Report Number
MPP23-023306

CALL FOR SERVICE INFORMATION

Verification:	V - Verified	Verification Level:	1
Created Date/Time:	10/30/2023 9:58:11 PM	Coordinate Y:	42.07446978
Coordinate X:	-87.91057879	Location Name:	
Location:	431 Lakeview Ct	Location Description:	
At Location/In Front:	At Location	Postal City:	
City:	MOUNT PROSPECT	Zip:	60056
State:		Floor:	
Subdivision:		Apt./Unit No.:	
Low Cross Street:		High Cross Street:	FEEHANVILLE DR
Area Name:	MPP	Sector Name:	3168
Beat Name:	MP682	Incident Type:	PUBLIC SERVICE
Modifying Circumstance:		Priority:	3 - 3
Alarm Level:		Call Source:	T
User ID:	MPP3098	Device ID:	MPP2
Call Type:		Verified Offense:	
Reported Offense:		1st Unit Dispatch:	10/30/2023 9:58:11 PM
CFS Date/Time:	10/30/2023 9:58:11 PM	1st Unit Arrive:	10/30/2023 10:09:39 PM
1st Unit Enroute:	10/30/2023 10:04:59 PM		
Incident Closed:	10/30/2023 10:11:26 PM		
Reporting District:			
MP0355			
Officers:			

SUBJECT INFORMATION

Person Role:	An initial caller	Is Primary Caller:	Yes
Contact:	Unknown	First Name:	SAMI
Middle Name:		Last Name:	ARIDE
Phone No.:		Address:	
City:		Building:	
Apartment/Unit:		Misc. Info:	
Race:		Gender:	
DOB:		Age:	
Height:		Weight:	
Build:		Hair:	
Eyes:		DL No.:	
DL State:		Search Type:	
Property Seized Indicator:		Probable Cause:	
State Fed. Entry Number:		Caller Name:	
Caller Phone:		Caller Address:	
Caller City:		Caller Building:	

Caller Apt. Unit:
 Latitude:
 Service:
 ESN:
 Cell Site:

Carrier:
 Longitude:
 Confidence Factor:
 Uncertainty Factor:
 Created Date/Time: 10/30/2023 9:58:12 PM

ADDITIONAL INFORMATION

Report No.	Is Foreign Report No.		Report Agency
MPP23-023306	No		MPP
Disposition	Unit	Primary Unit Indicator	Disposition Comments
SITUATION RESOLVED NO REPORT	MPP/3168-C	Yes	NO BWCA AS NO CONTACT WITH THE PUBLIC. FAMILIAR ODOR ASSOCIATED WITH BUSINESS AT 431 LAKEVIEW CT DETECTED ALONG WOLF RD NEAR LONGFORD DR, DES PLAINES. NO NOISE HEARD

Comment Date/Time: 10/30/2023 9:58:11 PM
 Comment Text: NOISE AND SMELL COMPLAINT
 User ID: MPP3098
 Unit ID: MPP/3168-C
 Dispatch Date/Time: 10/30/2023 9:58:11 PM
 Arrive Date/Time: 10/30/2023 10:09:39 PM
 Primary Unit Flag: Yes

Device ID: MPP2
 Agency: MPP
 Enroute Date/Time: 10/30/2023 10:04:59 PM
 Clear Date/Time: 10/30/2023 10:11:26 PM
 Temporary Unit Flag: No

Officer
 247 - DAVIS, LAURA

NOTES

Code Call Out Screen
 Code One:
 Call Location:
 Officer Response:
 Assisted By:
 Body Camera:
 Address Modification Required:
 Modified Address:
 Modified CSZ: MOUNT PROSPECT,
 60056
 Modified Beat: MP682
 Modified Unit/Apt No:
 Modified Sector:
 Modified Sub Beat:
 Modified X Coordinate:
 People Modification Required:
 Vehicle Modification Required:

Code Two:
 Status Code:
 Squad Number:
 Squad Video:
 Modified Unit/Apt No.:
 Modified Sector:
 Modified Address:
 Modified CSZ:
 Modified Beat:
 Modified Y Coordinate:

Date/Time Modification Required:
Modified Dispatch
Date/Time:
Modified Arrived
Date/Time:
Initial Officer CFS Comments "Only"

Modified Enroute
Date/Time:
Modified Closed
Date/Time:



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-023311

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Odor Investigation
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: MONDAY 10/30/2023 10:58:00 PM

Call Source:
Reported On: 10/30/2023 10:58:28 PM
Or Between:

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: GOORSKY, MICHAEL
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number:
Squad Video: Yes

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Odor Investigation

Hate/Bias:

Crime Completed:

Crime Against:
ILCS Statute: Local Code
IUCR: 7310
UCR Hierarchy:

Location Type: Residence/Home
IBR Group:
IBR Code:

School Incident: No
Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

Person/Entity Type: Complainant
Name: STILLMAKER, RONALD C
Sex: Male
Height: 6' 1"

Race: White
Weight: 220

Resident:
Ethnicity:
Complexion:

DOB (Age): 7/19/1958
Age: 65

12/1/2023 9:50 AM

Page 1 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-023311

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

Hair: Gray
Facial Hair:
Attire:

Eyes: Brown
Place of Birth:

Juvenile: No
Build:

Drivers License Information

DLN/ID No: S34572358205
DL Status:

DL State:
DL Expiration: 01-2027

DL Country:

Employer/School Information

Employer/School:
Employer Address:

Occupation/Grade:
Employer CSZ:

Aliases

Alias DOB

Email Addresses

Address Type

Address

City, State, Zip

Country

Home

676 Middleton Ln

DES PLAINES, IL 60016

Phone Type

Phone Number

Carrier

(847) 363-3434

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

In summary and not verbatim: On 10-30-23 at approximately 2258 hours I was dispatched to 676 Middleton Ln, Des Plaines for a report of an odor investigation. I arrived on scene and spoke with complainant, Ronald Stillmaker, who stated he wished to file a complaint for the noise and smell coming from Prestige Foods (431 Lakeview Ct, Mt Prospect). A report number was given to Stillmaker. After speaking with Stillmaker, I observed the loud fan noise and very strong odor from Prestige Foods. Nothing further at this time.

12/1/2023 9:50 AM

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INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-023477

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Odor Investigation
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: THURSDAY 11/2/2023 3:45:16 AM

Call Source:
Reported On: 11/2/2023 3:45:16 AM
Or Between:

Location: 911 E KENSINGTON RD
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name: MPPD
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.92174818
Longitude: 42.08014705

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: CHIRILA, DANIEL
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Odor Investigation

Hate/Bias:

Crime Completed:

Crime Against:

Location Type: Commercial/Office Building

School Incident: No

ILCS Statute: Local Code
IUCR: 7310
UCR Hierarchy:

IBR Group:
IBR Code:

Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

Person/Entity Type: Complainant
Name: Merza, Sargon D
Sex:

Race:

Resident:
Ethnicity:

DOB (Age):

11/2/2023 8:07 AM

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INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-023477

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

Height:	Weight:	Complexion:	Age:
Hair:		Eyes:	Juvenile:
Facial Hair:		Place of Birth:	Build:
Attire:			
Drivers License Information			
DLN/ID No:		DL State:	DL Country:
DL Status:		DL Expiration:	
Employer/School Information			
Employer/School:		Occupation/Grade:	
Employer Address:		Employer CSZ:	
Aliases		Alias DOB	
Email Addresses			
Address Type	Address	City, State, Zip	Country
	650 dursey ln	Des Plaines, IL 60016	
Phone Type	Phone Number	Carrier	
	(847) 840-9427		

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

On 11/2/2023, at 0345 hours, I responded to the station reference a station call. I met the complainant, Sargon D Merza, who stated the following in summary:

Merza woke up around 0330 hours today, and detected a strong odor in the area of Wolf Rd and Feehanville Dr. Merza stated the odor was coming from Prestige Feeds (431 Lakeview Ct). Merza described the odor as "dead cheese" and "farm".

Further, Merza stated he heard loud noises coming from Prestige Feeds. Merza used an app (Niosh SLM) while in the area of Kensington Dr and Dursey Ln, which recorded approximately 80 decibels.

Merza was provided with a case number.

It should be noted I drove in the area adjacent to Prestige Feeds, and I was able to hear loud noises coming from the business. Also, I detected an unpleasant odor of cheese while in the area.

Nothing further.

11/2/2023 8:07 AM

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INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-023697

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Noise Complaint
Case Disposition: ACTIVE/OPEN
Occurred On: SATURDAY 11/4/2023 11:19:00 PM

Call Source:
Reported On: 11/4/2023 11:19:55 PM
Or Between:

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: GOORSKY, MICHAEL
Shift:

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number:
Squad Video: Yes

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Noise
Complaint

Hate/Bias:

Crime Completed:

Crime Against:
ILCS Statute: Local Code
IUCR: 7327
UCR Hierarchy:

Location Type: Residence/Home
IBR Group:
IBR Code:

School Incident: No
Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

Person/Entity Type: Complainant
Name: MERZA, SARGON D
Sex: Male
Height: 5' 8"

Race: White
Weight: 205

Resident:
Ethnicity:
Complexion:

DOB (Age): 1/7/1965
Age: 58

11/6/2023 9:48 AM

Page 1 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-023697

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

Hair: Brown
Facial Hair:
Attire:

Eyes: Brown
Place of Birth:

Juvenile: No
Build:

Drivers License Information

DLN/ID No: M620-7846-5007
DL Status:

DL State:
DL Expiration: 01-2026

DL Country:

Employer/School Information

Employer/School:
Employer Address:

Occupation/Grade:
Employer CSZ:

Aliases

Alias DOB

Email Addresses

Address Type

Address

City, State, Zip

Country

650 Dursey Ln

DES PLAINES, IL 60016

Phone Type

Phone Number

Carrier

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

In summary and not verbatim: On 11/4/23 at approximately 2319 hours, I was dispatched to 650 Dursey Ln, Des Plaines for a report of loud noise coming from Prestige Foods (431 Lakeview Ct, Mt Prospect).

I arrived on scene and spoke with complainant, Sargon Merza, who reported he was able to hear the fans from Prestige Foods running from his driveway and inside his home with the windows shut. I was able to observe the fan noise from the driveway of Marza's residence. No further police assistance was requested from Merza outside of the noise complaint. Nothing further at this time.

11/6/2023 9:48 AM

Page 2 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-023855

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Odor Investigation
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: MONDAY 11/6/2023 10:54:24 PM

Call Source:
Reported On: 11/6/2023 10:54:24 PM
Or Between:

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT, IL 60056

Location Name:
Verification: V - Verified
Verification Level: ADDRESSPOINT

Sector (Beat): 31.68
Sub-Beat:

Latitude: -87.910578785
Longitude: 42.074469777

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: CHIRILA, DANIEL
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Odor Investigation

Hate/Bias:

Crime Completed:

Crime Against:

Location Type: Commercial/Office Building

School Incident: No

ILCS Statute: Local Code

IBR Group:

Using:

IUCR: 7310

IBR Code:

Weapons:

UCR Hierarchy:

SUSPECTS

ARRESTEES

VICTIMS

Victim Type: Society/Public
Victim Of: 7310 - Public Complaint Odor Investigation

Domestic: No
School Incident:

Testify:

Victim/Offender Relationships

IBR Injuries:

12/1/2023 9:46 AM

Page 1 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-023855

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

FILED DATE: 12/11/2023 12:58 PM 2023CH05147

Injury	Injury Offense	Injury Weapon	
Name:		Resident:	
Officer Name:			
Sex:	Race:	Ethnicity:	DOB (Age):
Height:	Weight:	Complexion:	Age:
Hair:		Eyes:	Juvenile:
Facial Hair:		Place of Birth:	Build:
Attire:			
Drivers License Information			
DLN/ID No:		DL State:	DL Country:
DL Status:		DL Expiration:	
Employer/School Information			
Employer/School:		Occupation/Grade:	
Employer Address:		Employer CSZ:	
Aliases		Alias DOB	
Address Type	Address	City, State, Zip	Country
Phone Type	Phone Number	Carrier	
Email Addresses			

WITNESSES

OTHERS

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

On 11/6/2023, I responded to 431, Lakeview Ct, reference an odor/noise investigation. It should be noted the complainant wished to remain anonymous.

I searched the area adjacent to Prestige Feeds, and later parked my squad at 320 N Wolf Rd. At this time, I detected a strong, unpleasant odor of cheese. I also heard loud noises (caused by the ventilators) coming from the business.

Nothing further.

12/1/2023 9:46 AM

Page 2 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024050

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Odor Investigation
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: THURSDAY 11/9/2023 10:04:53 PM

Call Source:
Reported On: 11/9/2023 10:04:53 PM
Or Between:

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: CHIRILA, DANIEL
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

**Arrest Related Death or
Officer Non-Fatal Shooting:** No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Odor
Investigation

Hate/Bias:

Crime Completed:

Crime Against:

Location Type: Commercial/Office
Building

School Incident: No

ILCS Statute: Local Code
IUCR: 7310
UCR Hierarchy:

IBR Group:
IBR Code:

Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

PROPERTY

12/1/2023 9:49 AM

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INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024050

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

VEHICLE

CASE REPORT NARRATIVE

On 11/9/2023, at 2204 hours, I responded to 431 Lakeview Ct (Prestige Feeds), reference an odor investigation. It should be noted the complainant was anonymous.

I drove in the area adjacent to Prestige Feeds, and ultimately parked my squad at 320 N Wolf Rd. I did not detect an odor, but I could hear loud noises coming from the business.

Noting further.

FILED DATE: 12/11/2023 12:58 PM 2023CH05147

12/1/2023 9:49 AM

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INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024055

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Odor Investigation
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: THURSDAY 11/9/2023 11:12:55 PM

Call Source:
Reported On: 11/9/2023 11:12:55 PM
Or Between:

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: CHIRILA, DANIEL
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

**Arrest Related Death or
Officer Non-Fatal Shooting:** No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Odor
Investigation

Hate/Bias:

Crime Completed:

Crime Against:

Location Type: Commercial/Office
Building

School Incident: No

ILCS Statute: Local Code

IBR Group:

Using:

IUCR: 7310

IBR Code:

Weapons:

UCR Hierarchy:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

PROPERTY

12/1/2023 9:48 AM

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INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024055

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

VEHICLE

CASE REPORT NARRATIVE

On 11/9/2023, at 2312 hours, I responded to 431 Lakeview Ct (Prestige Feeds), for on odor investigation. Dispatch advised the complainant wished to remain anonymous.

I parked my squad at 320 N Wolf Rd, and I detected a strong, unpleasant odor of "rotten cheese" coming from the business. Further, I heard loud noises (ventilators) coming from the business.

Nothing further.

FILED DATE: 12/1/2023 12:58 PM 2023CH05147

12/1/2023 9:48 AM

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INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024125

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Service Information For Police
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: FRIDAY 11/10/2023 10:00:00 PM

Call Source:
Reported On: 11/10/2023 10:00:00 PM
Or Between:

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: NAVA, ROBERT
Shift: 3

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Service Information For Police	Hate/Bias:	Crime Completed:
Crime Against:	Location Type: Highway/Road/Alley	School Incident: No
ILCS Statute: Local Code	IBR Group:	Using:
IUCR: 7220	IBR Code:	Weapons:
UCR Hierarchy:		

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

Person/Entity Type: Other Involved Person

Name: SHAH, ROMA

Sex: Female

Height:

Race: Unknown

Weight:

Resident:

Ethnicity: Unknown

Complexion:

DOB (Age): 11/30/2000

Age: 22

12/1/2023 9:48 AM

Page 1 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024125

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

Hair:
Facial Hair:
Attire:

Eyes:
Place of Birth:

Juvenile: No
Build:

Drivers License Information

DLN/ID No:
DL Status:

DL State:
DL Expiration:

DL Country:

Employer/School Information

Employer/School:
Employer Address:

Occupation/Grade:
Employer CSZ:

Aliases

Alias DOB

Email Addresses

Address Type
Home

Address
661 LONGFORD DR

City, State, Zip
DES PLAINES, IL 60016

Country

Phone Type
Mobile

Phone Number
(224) 500-6319

Carrier

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

On 11/10/2023, at 2200 hours, I was dispatched a public service complaint-information for police regarding a foul odor in the area of 661 Longford Dr in Des Plaines. The complainant requested a teleserve report.

I contacted the complainant, Roma Shah F/U 11/30/2000, who advised there was a strong odor of rotten cheese and Shah stated the odor was originating from 431 Lakeview Ct, Prestige Feed Products. Shah stated this is an ongoing problem and she was advised to call the Mount Prospect Police Department every time the strong odor was detected in the area.

I responded to the area of 431 Lakeview Ct and could detect the odor, which I can best describe as burnt cheese.

I provided Shah her case report number.

Nothing further at this time.

12/1/2023 9:48 AM

Page 2 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
 MPP23-024329

MOUNT PROSPECT POLICE
 911 E Kensington Rd
 Mt. Prospect, IL 60056
 (847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Odor Investigation
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: MONDAY 11/13/2023 9:45:00 PM

Call Source:
Reported On: 11/13/2023 9:49:44 PM
Or Between:

Location: 431 Lakeview Ct
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT, 60056

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: DAVIS, LAURA
Shift: 3

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

**Arrest Related Death or
 Officer Non-Fatal Shooting:** No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Civil
 Matter/Matter Of Record

Hate/Blas:

Crime Completed:

Crime Against:
ILCS Statute: Local Code
IUCR: 7368
UCR Hierarchy:

Location Type: Industrial Site
IBR Group:
IBR Code:

School Incident: No
Using:
Weapons:

Offense: Public Complaint Odor
 Investigation

Hate/Bias:

Crime Completed:

Crime Against:
ILCS Statute: Local Code
IUCR: 7310
UCR Hierarchy:

Location Type: Commercial/Office
 Building
IBR Group:
IBR Code:

School Incident: No
Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

12/1/2023 9:46 AM

Page 1 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024329

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

WITNESSES

OTHERS

Person/Entity Type: Complainant

Name: Erida, Sami

Sex: Male

Height:

Race: Unknown

Weight:

Resident:

Ethnicity:

Complexion:

DOB (Age):

Age:

Juvenile:

Build:

Hair:

Facial Hair:

Attire:

Eyes:

Place of Birth:

Drivers License Information

DLN/ID No:

DL Status:

DL State:

DL Expiration:

DL Country:

Employer/School Information

Employer/School:

Employer Address:

Occupation/Grade:

Employer CSZ:

Aliases

Alias DOB

Email Addresses

Address Type

Address

City, State, Zip

Country

Home

641 KLongford Dr

Des Plaines, IL

Phone Type

Phone Number

Carrier

Mobile

(847) 308-9427

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

On November 13, 2023, at approximately 2149 hrs, I responded to the area of 431 Lakeview Ct for the complaint of an unpleasant odor coming from the business. This had been a long standing complaint. I checked the area and confirmed that there was a foul odor from the business that could be smelled to the east of the business.

Nothing further.

12/1/2023 9:46 AM

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INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024336

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Noise Complaint
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: TUESDAY 11/14/2023 12:42:41 AM

Call Source:
Reported On: 11/14/2023 12:42:41 AM
Or Between:

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: CHIRILA, DANIEL
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Noise
Complaint

Hate/Bias:

Crime Completed:

Crime Against:

Location Type: Commercial/Office
Building

School Incident: No

ILCS Statute: Local Code
IUCR: 7327
UCR Hierarchy:

IBR Group:
IBR Code:

Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

PROPERTY

11/14/2023 9:30 AM

Page 1 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024336

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

VEHICLE

CASE REPORT NARRATIVE

On 11/14/2023, at 0042 hours, I responded to 431 Lakeview Ct (Prestige Feeds), reference a noise complaint. It should be noted the complainant wanted to remain anonymous.

I drove in the area adjacent the business, and later parked my squad at 320 N Wolf Rd. I was able to hear loud noises (from ventilators) coming from the business. No odor detected at this time.

Nothing further.

FILED DATE: 12/11/2023 12:58 PM 2023CH05147

11/14/2023 9:30 AM

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INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024344

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Noise Complaint
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: TUESDAY 11/14/2023 2:42:03 AM

Call Source:
Reported On: 11/14/2023 2:42:03 AM
Or Between:

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: CHIRILA, DANIEL
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Noise
Complaint

Hate/Blas:

Crime Completed:

Crime Against:

Location Type: Commercial/Office
Building

School Incident: No

ILCS Statute: Local Code
IUCR: 7327
UCR Hierarchy:

IBR Group:
IBR Code:

Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

Person/Entity Type: Complainant
Name: Merza, Sargon
Sex: Male

Race:

Resident:
Ethnicity:

DOB (Age): 1/7/1965

11/14/2023 9:29 AM

Page 1 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024344

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

Height:	Weight:	Complexion:	Age: 58
Hair:		Eyes:	Juvenile: No
Facial Hair:		Place of Birth:	Build:
Attire:			

Drivers License Information

DLN/ID No:	DL State:	DL Country:
DL Status:	DL Expiration:	

Employer/School Information

Employer/School:	Occupation/Grade:
Employer Address:	Employer CSZ:

Aliases	Alias DOB
----------------	------------------

Email Addresses

Address Type	Address	City, State, Zip	Country
	650 dursey ln	Des Plaines, IL 60016	

Phone Type	Phone Number	Carrier
	(847) 840-9427	

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

On 11/14/2023, at 0242 hours, I responded to 650 Dursey Ln, Des Plaines, reference a noise complaint. I spoke to the complainant, Sargon Merza, who stated he could hear loud noises coming from Prestige Feeds (431 Lakeview Ct).

While on scene, I was able to hear the loud noises (ventilators) coming from the business. It should be noted no odor was detected.

Merza stated he just wanted to document the incident.

Merza was provided with the case number.

Nothing further.

11/14/2023 9:29 AM

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INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024577

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Odor Investigation
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: FRIDAY 11/17/2023 12:22:22 AM

Call Source:
Reported On: 11/17/2023 12:22:22 AM
Or Between:

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: CHIRILA, DANIEL
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Odor Investigation

Hate/Bias:

Crime Completed:

Crime Against:

Location Type: Commercial/Office Building
IBR Group:
IBR Code:

School Incident: No

ILCS Statute: Local Code
IUCR: 7310
UCR Hierarchy:

Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

Victim Type: Society/Public
Victim Of: 7310 - Public Complaint Odor Investigation

Domestic: No
School Incident:

Testify:

Victim/Offender Relationships

IBR Injuries:

11/17/2023 7:41 AM



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024577

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

Injury	Injury Offense	Injury Weapon	
Name:		Resident:	
Officer Name:		DOB (Age):	
Sex:	Race:	Ethnicity:	Age:
Height:	Weight:	Complexion:	Juvenile:
Hair:		Eyes:	Build:
Facial Hair:		Place of Birth:	
Attire:			
Drivers License Information			
DLN/ID No:		DL State:	DL Country:
DL Status:		DL Expiration:	
Employer/School Information			
Employer/School:		Occupation/Grade:	
Employer Address:		Employer CSZ:	
Aliases		Alias DOB	
Address Type	Address	City, State, Zip	Country
Phone Type	Phone Number	Carrier	
Email Addresses			

WITNESSES

OTHERS

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

On 11/17/2023, at 0022 hours, I responded to 431 Lakeview Ct (Prestige Feeds), reference an odor investigation. Dispatch advised the complainant wanted to remain anonymous.

I parked my squad at 320 N Wolf Rd, and I detected a strong, unpleasant odor coming from the business. I also heard loud noises coming from the business.

Nothing further.

11/17/2023 7:41 AM

Page 2 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024741

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Noise Complaint
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: SATURDAY 11/18/2023 11:04:13 PM

Call Source:
Reported On: 11/18/2023 11:04:13 PM
Or Between:

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: SARIC, OGNJEN
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number:
Squad Video: Yes

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Noise
Complaint

Hate/Bias:

Crime Completed:

Crime Against:
ILCS Statute: Local Code
IUCR: 7327
UCR Hierarchy:

Location Type: Parking Lot/Garage
IBR Group:
IBR Code:

School Incident: No
Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

Person/Entity Type: Complainant
Name: Stillmaker, Ronald C
Sex: Male

Race: White

Resident:
Ethnicity: Not Hispanic or
Latino

DOB (Age): 7/19/1958

11/19/2023 9:35 PM

Page 1 of 3



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024741

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

Height:	Weight:	Complexion:	Age: 65
Hair:		Eyes:	Juvenile: No
Facial Hair:		Place of Birth:	Build:
Attire:			
Drivers License Information			
DLN/ID No:		DL State:	DL Country:
DL Status:		DL Expiration:	
Employer/School Information			
Employer/School:		Occupation/Grade:	
Employer Address:		Employer CSZ:	
Aliases		Alias DOB	
Email Addresses			
Address Type	Address	City, State, Zip	Country
	676 Middleton Ln	Des Plaines, IL 60016	
Phone Type	Phone Number	Carrier	
	(847) 363-3434		

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

On 18 November 2023 at approximately 2304 hrs, I responded to the area of 431 Lakeview Ct (Prestige Feed Products) for a Noise Complaint report.

I called and spoke with the Complainant, Ronald C. Stillmaker, who wished to file a report in reference to the ongoing issue related to a loud noise and a foul odor originating from Prestige Feed Products located at 431 Lakeview Ct in Mount Prospect.

Stillmaker stated in summary on 18 November 2023, at approximately 2230 hrs, he and his wife, Marybeth Stillmaker, returned home to their residence located at 676 Middleton Ln in Des Plaines, and heard a loud noise and observed a foul odor in their driveway which they believed to be originating from Prestige Feed Products.

Stillmaker described the noise as a loud "jet engine" noise at a distance which he measured at approximately 48 to 50 decibels in his backyard. Stillmaker described the odor as strong, unpleasant, and that of burnt cheese. Stillmaker reported the noise is usually constant throughout the day while the odor appears to vary in response to the wind strength and direction.

I checked the immediate area surrounding Prestige Feed on Lakeview Ct, approximately northwest of the Prestige Feed business property, as well near Wolf Rd and Longford Dr, approximately 200 yards to the east of Prestige Feed.

I was able to hear a noise consistent with a loud fan which appeared to be originating from the Prestige Feed business property.

I was able to detect a very strong, foul, cheese-like odor directly to the east of the 431 Lakeview Ct property. The "Weather" application on my iPhone reported 5 mph eastbound wind in this area.

I provided Stillmaker with the case report number.

11/19/2023 9:35 PM

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INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024741

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

Nothing further.

FILED DATE: 12/11/2023 12:58 PM 2023CH05147

11/19/2023 9:35 PM

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INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024940

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Noise Complaint
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: WEDNESDAY 11/22/2023 5:46:36 AM

Call Source:
Reported On: 11/22/2023 5:46:36 AM
Or Between:

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: CHIRILA, DANIEL
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Noise
Complaint

Hate/Bias:

Crime Completed:

Crime Against:

Location Type: Commercial/Office
Building

School Incident: No

ILCS Statute: Local Code
IUCR: 7327
UCR Hierarchy:

IBR Group:
IBR Code:

Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

PROPERTY

11/22/2023 10:54 AM

Page 1 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-024940

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

VEHICLE

CASE REPORT NARRATIVE

On 11/22/2023, at 0546 hours, I responded to 431 Lakeview Ct (Prestige Feeds), reference a noise complaint. Complainant wanted to remain anonymous.

I parked my squad near 320 N Wolf Rd, and I heard loud noises coming from the business. It should be noted I did not detect any odor at this time.

Nothing further.

11/22/2023 10:54 AM

Page 2 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-025318

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Service Other Public Service Non - Specific

Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: MONDAY 11/27/2023 11:15:14 PM

Location: 431 LAKEVIEW CT
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Sector (Beat): 3168
Sub-Beat:

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: SARIC, OGNJEN
Shift: 1

Arrest Related Death or Officer Non-Fatal Shooting: No

Additional Officers

Squad Number:
Squad Video: Yes

Call Source:

Reported On: 11/27/2023 11:15:14 PM
Or Between:

Location Name:
Verification: V - Verified
Verification Level:

Latitude: -87.91057879
Longitude: 42.07446978

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Related Case No:

OFFENSES

Offense: Public Service Other Public Service Non Specific

Crime Against:
ILCS Statute: Local Code
IUCR: 7280
UCR Hierarchy:

Hate/Bias:

Location Type: Highway/Road/Alley
IBR Group:
IBR Code:

Crime Completed:

School Incident: No
Using:
Weapons:

Offense: Public Complaint Odor Investigation

Crime Against:
ILCS Statute: Local Code
IUCR: 7310
UCR Hierarchy:

Hate/Bias:

Location Type: Commercial/Office Building
IBR Group:
IBR Code:

Crime Completed:

School Incident: No
Using:
Weapons:

SUSPECTS

ARRESTEES

11/28/2023 8:28 AM



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-025318

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

VICTIMS

WITNESSES

OTHERS

Person/Entity Type: Complainant

Name: Gredell, Alan L

Sex: Male

Race: White

Resident:

Ethnicity: Not Hispanic or Latino

DOB (Age): 4/20/1954

Height:

Weight:

Complexion:

Age: 69

Juvenile: No

Hair:

Eyes:

Build:

Facial Hair:

Place of Birth:

Attire:

Drivers License Information

DLN/ID No:

DL State:

DL Country:

DL Status:

DL Expiration:

Employer/School Information

Employer/School:

Occupation/Grade:

Employer Address:

Employer CSZ:

Aliases

Alias DOB

Email Addresses

Address Type

Address

City, State, Zip

Country

655 Castlereas Ln

Des Plaines, IL 60016

Phone Type

Phone Number

Carrier

(847) 975-5723

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

On 27 November 2023 at approximately 2315 hrs, I responded to the area of 431 Lakeview Ct (Prestige Feed Products) for a Public Service report.

I called and spoke with the Complainant, Alan GREDELL, who wished to file a report in reference to the ongoing issue related to the foul odor originating from Prestige Feed Products.

GREDELL stated in summary he resides at 655 Castlereas Ln in Des Plaines, just southeast of Wolf Rd and Longford Dr intersection, where he can detect a very strong, foul odor originating from Prestige Feed located at 431 Lakeview Ct in Mount Prospect.

GREDELL stated the odor is intermittent throughout the day and varies with the wind. GREDELL stated at this time the odor is particularly strong in front of his house. GREDELL described the odor to be similar to burnt cheese and characterized it so foul that it makes him gag.

11/28/2023 8:28 AM

Page 2 of 3



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-025318

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

I checked the immediate area surrounding Prestige Feed on Lakeview Ct, approximately northwest of the Prestige Feed business property, as well near Wolf Rd and Longford Dr, approximately 200 yards to the east of Prestige Feed.

I was able to detect a very strong, foul, cheese-like odor directly to the east of the 431 Lakeview Ct property. The "Weather" application on my iPhone reported 10 mph southeast bound wind in this area.

Nothing further.

11/28/2023 8:28 AM

Page 3 of 3



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-025456

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Odor Investigation
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: WEDNESDAY 11/29/2023 9:40:00 PM

Call Source:
Reported On: 11/29/2023 9:45:00 PM
Or Between:

Location: 431 Lakeview Ct
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT, 60056

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: BOLIN, NICHOLAS
Shift: 3

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Odor Investigation

Hate/Bias:

Crime Completed:

Crime Against:

Location Type: Commercial/Office Building

School Incident: No

ILCS Statute: Local Code

IUCR: 7310

UCR Hierarchy:

IBR Group:
IBR Code:

Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

Person/Entity Type: Complainant

Name: SONI, SEMIR

Sex: Male

Race: Asian

Resident:

Ethnicity:

DOB (Age): 11/7/1967

11/30/2023 10:47 AM

Page 1 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-025456

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

Height:	Weight:	Complexion:	Age: 56
Hair:		Eyes:	Juvenile: No
Facial Hair:		Place of Birth:	Build:
Attire:			

Drivers License Information

DLN/ID No:	DL State:	DL Country:
DL Status:	DL Expiration:	

Employer/School Information

Employer/School:	Occupation/Grade:
Employer Address:	Employer CSZ:

Aliases	Alias DOB
----------------	------------------

Email Addresses

Address Type	Address	City, State, Zip	Country
Home	670 DURSEY LN	Des Plaines, IL	

Phone Type	Phone Number	Carrier
Mobile	224 241 4460	

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

On 11/29/2023 2145 hours, I responded to 431 Lakeview Ct (Prestige Feeds), reference an odor investigation. NWCD also advised the complainant, Samir Soni, wanted to be seen at his residence at 670 Dursey Ln, Des Plaines, IL.

I responded to Samir's address and when I exited my patrol vehicle, I detected a strong, unpleasant odor coming from the direction of the business. I also heard loud noises coming from the business. Samir advised his son had went outside to pick up a package on the front porch and immediately went inside and became sick from the smell.

Nothing further.

11/30/2023 10:47 AM

Page 2 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
 MPP23-025460

MOUNT PROSPECT POLICE
 911 E Kensington Rd
 Mt. Prospect, IL 60056
 (847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Odor Investigation
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: WEDNESDAY 11/29/2023 10:30:00 PM

Call Source:
Reported On: 11/29/2023 10:34:18 PM
Or Between:

Location: 431 Lakeview Ct
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT, 60056

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3168
Sub-Beat:

Latitude: -87.91057879
Longitude: 42.07446978

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: ZIMMERMAN, JACQUELINE
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

**Arrest Related Death or
 Officer Non-Fatal Shooting:** No

Related Case No:

Additional Officers

Squad Number:
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Odor
 Investigation

Hate/Bias:

Crime Completed:

Crime Against:

Location Type: Commercial/Office
 Building

School Incident: No

ILCS Statute: Local Code

IUCR: 7310

UCR Hierarchy:

IBR Group:

IBR Code:

Using:

Weapons:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

PROPERTY

11/30/2023 10:53 AM

Page 1 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-025460

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

VEHICLE

CASE REPORT NARRATIVE

On 11/29/2023 2245 hours, I responded to 431 Lakeview Ct (Prestige Feeds), reference an odor investigation. The complainant wished to stay anonymous, and it was a documentation only call.

Upon arrival, I turned onto Feehanville Rd. from Wolf Rd. where I instantly smelled a foul odor while inside my vehicle. I arrived at 431 Lakeview Ct. and exited my car. The odor was even more pungent at that location. I did not hear any noises coming from the business.

Nothing further.

FILED DATE: 12/11/2023 12:58 PM 2023CH05147

11/30/2023 10:53 AM

Page 2 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-025616

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

INCIDENT SUMMARY

Report Type: Public Complaint Odor Investigation
Case Disposition: ADMINISTRATIVELY CLOSED
Occurred On: FRIDAY 12/1/2023 9:50:00 PM

Call Source: 911 CALL
Reported On: 12/1/2023 10:03:56 PM
Or Between:

Location: 1513 JEFFREY DR
Unit/Apt. No.:
City, State, Zip: MOUNT PROSPECT

Location Name:
Verification: V - Verified
Verification Level:

Sector (Beat): 3166
Sub-Beat:

Latitude: -87.90865485
Longitude: 42.07175288

Reporting Agency: IL0167200 - Mount Prospect Police
Reporting Officer: MELENDEZ, JOSE
Shift: 1

Response: 6 - Report to be written - no arrest
Status: 9 - Administratively Closed

Arrest Related Death or
Officer Non-Fatal Shooting: No

Related Case No:

Additional Officers

Squad Number: P18
Squad Video: No

Evidence Collected:
Gang Related:

OFFENSES

Offense: Public Complaint Odor Investigation

Hate/Bias:

Crime Completed:

Crime Against:

Location Type: Commercial/Office Building
IBR Group:
IBR Code:

School Incident: No

ILCS Statute: Local Code
IUCR: 7310
UCR Hierarchy:

Using:
Weapons:

SUSPECTS

ARRESTEES

VICTIMS

WITNESSES

OTHERS

Person/Entity Type: Complainant
Name: Cullen, Robert
Sex: Male

Race: White

Resident: Resident of Jurisdiction
Ethnicity:

DOB (Age): 7/30/1982

12/2/2023 12:10 PM

Page 1 of 2



INCIDENT/OFFENSE REPORT
Case Report Number
MPP23-025616

MOUNT PROSPECT POLICE
911 E Kensington Rd
Mt. Prospect, IL 60056
(847) 870-5656

Height:	Weight:	Complexion:	Age: 41
Hair:		Eyes:	Juvenile: No
Facial Hair:		Place of Birth:	Build:
Attire:			

Drivers License Information

DLN/ID No:	DL State:	DL Country:
DL Status:	DL Expiration:	

Employer/School Information

Employer/School:	Occupation/Grade:
Employer Address:	Employer CSZ:

Aliases	Alias DOB
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Email Addresses

Address Type	Address	City, State, Zip	Country
Home	1513 Jeffrey Dr	Mount Prospect, IL 60056	United States of America

Phone Type	Phone Number	Carrier
Mobile	(815) 762-1711	

PROPERTY

VEHICLE

CASE REPORT NARRATIVE

On 12/1/2023 at 2203 Hours I spoke with complainant, Robert Cullen, on the phone regarding as he described it a very foul odor in the air, which could be detected from his residence at 1513 Jeffrey Dr. Cullen related that this is an ongoing problem with Prestige Animal Feed located at 431 Lakeview Ct in Mount Prospect.

After speaking with Cullen I drove to 340 N Wolf Road and drove to the back of the parking lot with the car windows opened. I was able to detect a very strong odor of burned cheese in the air.

As this is an ongoing issue a report was made to document this incident.

Nothing further.

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CHANCERY DIVISION

PRESTIGE FEED PRODUCTS, LLC, an Illinois
limited liability company,

Plaintiff,

v.

VILLAGE OF MOUNT PROSPECT, an Illinois
municipal corporation, et al.,

Defendants.

Case No. 2023 CH 5147

Judge Quish

Calendar 14

VILLAGE OF MOUNT PROSPECT, an Illinois
municipal corporation, et al.,

Defendants/Counter-Plaintiffs,

v.

PRESTIGE FEED PRODUCTS, LLC, an Illinois
limited liability company,

Plaintiff/Counter-Defendant.

Defendants/Counter-Plaintiffs' Amended Verified Counterclaim For Injunctive Relief

EXHIBIT N

Notice of Violation and Imminent Legal Action, dated November 17, 2023

MAYOR
Paul Wm. Hoefert

TRUSTEES
Vincent J. Dante
Agostino Filippone
Terri Gens
William A. Grossi
John Matuszak
Colleen Saccotelli



VILLAGE MANAGER
Michael J. Cassady

VILLAGE CLERK
Karen Agoranos

Building Services: 847/870-5675
Fax: 847/870-6620
www.mountprospect.org

Village of Mount Prospect

50 S. Emerson Street, Mount Prospect, Illinois 60056

November 17, 2023

Mr. Joe Pesoli
Prestige Feed Products, LLC
Attn: Mr. Riccardo A. DiMonte
431 Lakeview Court, Suite # A
Mount Prospect, Illinois 60056
rdimonte@robbinsdimonte.com

Re: Notice of Violation and Imminent Legal Action

Dear Mr. Pesoli:

This letter constitutes notice that your business, Prestige Feed Products, LLC ("Prestige"), continues to operate in violation of the Village of Mount Prospect Code ("Village Code"). The Village recognizes Prestige has made and continues to make attempts to operate in compliance with the Village Code. Unfortunately, these efforts have not succeeded, and Prestige remains in violation of several Village Code provisions.

The Village acknowledges that, on June 7, 2023, the parties entered an Agreed Order in the Circuit Court of Cook County, Illinois, in which the Village agreed that it would not issue a "cease-and-desist order" against Prestige Feed Products, LLC, revoke its business and/or its occupancy permit, and refuse to renew its business license and/or its occupancy permit, until the Court adjudicates the Parties' respective rights and obligations, or until the Court orders otherwise. The Agreed Order also provides that Prestige withdraw the Motion for Temporary Restraining Order and Preliminary Injunction that it filed on May 25, 2023. At a hearing on October 12, 2023, Prestige counsel moved the Court to reinstate its preliminary injunction motion. By taking this action, Prestige breached Paragraph 3 of the Agreed Order. Prestige's breach of the Agreed Order necessitates the Village issuing Prestige a "cease-and-desist" letter due to its continuing violations of the Village Code.

Your business is in the Kensington Business Center. Under Chapter 14 Zoning, Article VI Zoning Districts, Section 14.602 Zoning Map, this area is designated as being within an L-1 District ("Limited Industrial District"). In Section 14.604, the Land Use Tables set out the permitted or conditional uses for each zoning district. According to the Village's Land Use Tables, a L-1 "Limited Industrial District" allows for "Manufacturing, Heavy" only as a conditional use. The definitions of "Manufacturing, Light" and "Manufacturing, Heavy" are set out in the Village Code, Article XXIV: Definitions.

MANUFACTURING, LIGHT: The assembly, fabrication or processing of goods and materials using processes that *do not create noise, smoke, fumes, odors, glare or health or safety hazards outside of the building or lot where such assembly, fabrication, or processing takes place*, where such processes are housed entirely within a building. Light manufacturing generally includes processing and fabrication of finished products predominantly from previously prepared materials and includes processes that do not require extensive floor areas or land areas. "Light manufacturing" shall not include any use that is otherwise listed specifically in a zoning district as a permitted or conditional use. (emphasis added)

MANUFACTURING, HEAVY: The assembly, fabrication or processing of goods and materials using processes that ordinarily have greater than minimal impacts on the environment, or that *ordinarily have significant impacts on the use and enjoyment of adjacent property in terms of noise, smoke, fumes, visual impact, odors, glare, or health and safety hazards, or that otherwise do not constitute "light manufacturing"*. Heavy manufacturing generally includes processing and fabrication of large or bulky products made from extracted or raw materials and processes that require extensive floor areas or land area for the fabrication and/or incidental storage of the products. "Heavy manufacturing" shall not include any use that is otherwise listed specifically in a zoning district as a permitted or conditional use. (emphasis added)

We draw your attention to the "Manufacturing, Heavy" definition, which includes processing of goods that have significant impacts on the use and enjoyment of adjacent property in terms of fumes, odors and noise. The Village continues to receive numerous complaints from nearby residential areas concerning odors and fumes emitted from your business. Staff has corroborated a level of odor that would be disruptive to the normal enjoyment of the adjacent neighborhoods. Additionally, the Village recently has received complaints related to loud noise coming Prestige during its current nighttime operating hours.

The odors and the noise created by Prestige bring the use within the definition of "Manufacturing, Heavy." Prestige has not been issued a conditional use permit for this use and, therefore, is limited to "Manufacturing, Light" uses. Thus, the business operates in violation of the Village Code.

Additionally, the Village Code, Chapter 14 Zoning, 1-1 Limited Industrial District, Section 2104 Bulk Regulations, Subsection (G) provides that:

The release of odorous matter from any industrial district across residence or business district boundary lines shall be so controlled that, at ground level or at habitable elevations, the concentration shall not exceed the odor threshold level. *Further, the release of odorous matter across lot lines shall not become a nuisance or source of discomfort to neighboring uses.* (emphasis added)

The Village Code, Section 11.3401, "Nuisances," states "No business, occupation or activity, licensed under this code or not, *shall be conducted or operated so as to constitute a nuisance or so as to amount to a nuisance in fact.*" (emphasis added)

Once again, numerous complaints from nearby residential areas, along with the Village staff's inspections, evidence violation of these Village ordinances by Prestige, thereby indicating your business operations constitute an unpermitted nuisance in violation of the Village Code.

The continued operation of your business constitutes an ongoing violation of the Village Codes provisions cited above. The number of complaints the Village continues to receive from residents living near Prestige necessitates the Village issuing this cease-and-desist notice. Prestige must cease operation until the odor and the noise concerns are resolved. Alternatively, the business may apply for a conditional use permit. If the business continues to operate without regard to its violation of Village Code provisions, we will not hesitate to take further legal action.

Sincerely,



Michael J. Cassady
Village Manager
Villager of Mount Prospect

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CHANCERY DIVISION

PRESTIGE FEED PRODUCTS, LLC, an Illinois
limited liability company,

Plaintiff,

v.

VILLAGE OF MOUNT PROSPECT, an Illinois
municipal corporation, et al.,

Defendants.

Case No. 2023 CH 5147

Judge Quish

Calendar 14

VILLAGE OF MOUNT PROSPECT, an Illinois
municipal corporation, et al.,

Defendants/Counter-Plaintiffs,

v.

PRESTIGE FEED PRODUCTS, LLC, an Illinois
limited liability company,

Plaintiff/Counter-Defendant.

Defendants/Counter-Plaintiffs' Amended Verified Counterclaim For Injunctive Relief

EXHIBIT O

Letter from Riccardo A. DiMonte to Michael J. Cassidy, dated November 17, 2023



Riccardo A. DiMonte | Park Ridge
O: 847.698.9600 Ext. 2218
F: 847.698.9623
E: rdimonte@robbinsdimonte.com

November 17, 2023

VIA EMAIL: mcassady@mountprospect.org

Michael J. Cassady
Village Manager
Village of Mount Prospect
50 S. Emerson Street
Mount Prospect, IL 60056

**RE: Prestige Feed Products, LLC
Notice of Violation and Imminent Legal Action**

Dear Mr. Cassady, et al.:

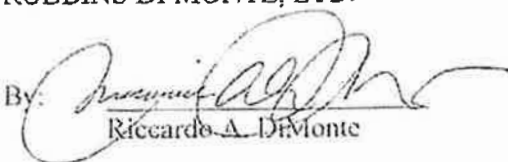
Your November 17, 2023 correspondence is in direct violation of the June 7, 2023 agreed order signed by the Village of Mount Prospect and entered by the Circuit Court of Cook County. If you persist in taking this position seeking to alter the status quo, we will be filing a petition for rule to show cause against the Village of Mount Prospect and the individuals, including Michael J. Cassady for willfully and contumaciously violating the June 7, 2023 court order.

I have copied your counsel on this correspondence. I invite them to contact me.

Yours truly,

ROBBINS DI MONTE, LTD.

By:



Riccardo A. DiMonte

RAD/ms

Enc.

cc: Lance Maline, John Wall
William Schroeder, Bill Cooney

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180 North LaSalle Street, Suite 3300, Chicago, Illinois 60601
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