IN THE CIRCUIT COURT OF THE 22ND JUDICIAL COURT
MCHENRY COUNTY ILLINOIS

ANDREW GASSER, ALGONQUIN TOWNSHIP HIGHWAY COMMISSIONER, Plaintiff,	)	
v.	)	
KAREN LUKASIK, INDIVIDUALLY AND IN HER CAPACITY AS ALGONQUIN TOWNSHIP CLERK, MILLER, Defendants.	)	
---	)	Case No. 17 CH 000435
KAREN LUKASIK, Cross-Plaintiff,	)	
v.	)	
CHARLES A. LUTZOW JR., Cross-Defendant.	)	
ANDREW GASSER, Counter-Defendant.	)	

ANSWERS TO DEFENDANT ROBERT MILLER'S FIRST SET OF INTERROGATORIES TO PLAINTIFF ANDREW GASSER, ALGONOUIN TOWNSHIP HIGHWAY COMMISSIONER

NOW COMES Plaintiff/Counter-Defendant, ANDREW GASSER, ALGONQUIN TOWNSHIP HIGHWAY COMMISSIONER, by that through his attorneys, LAW OFFICES OF ROBERT T. HANLON & ASSOCIATES, P.C., and for his Answers to Defendant Robert Miller's First Set of Interrogatories to Plaintiff Andrew Gasser, Algonquin Township Highway Commissioner, herein states as follows:

I.
DEFINITIONS AND INSTRUCTIONS PROVIDED BY MILLER

The following Definitions and Instructions are to be considered applicable with respect to each interrogatory contained herein:

A. Each interrogatory shall be answered separately and fully. You must set forth in full each interrogatory being answered immediately preceding the answer. Where an interrogatory calls for an answer in more than one part, separate the parties in your answer accordingly so that each part is clearly set out and understandable.

B. In answering these interrogatories, include all information available to you, your representatives, employees, agents, attorneys, and consultants without regard to the admissibility of such information in evidence.

C. If you have only incomplete knowledge of the answer to an interrogatory, please:

a. answer to the extent of your knowledge;

b. state specifically what part or area of the interrogatory you have only incomplete knowledge of; and

c. identify the person(s) who does or might have additional knowledge or information to complete the answer.

D. The word "Document[s]" means any written, graphic or recorded matter any object or tangible thing of every kind of description, or any combination thereof, and without limitation, whether draft, revision or final; whether original or reproduction; however produced and reproduced; whether such object, record or communication is written, typewritten, printed by hand or recorded, and including without limitation, correspondence, contracts, memorandums of understanding, term sheets, proposals, quotes, notes, memoranda, letters, reports, minutes, resolutions, summaries, telegrams, publications, invoices, purchase orders, estimations, accounting records and work papers, accounts, accounts payables, cash flow statements, commission agreements and commission statements, conferences (including but not limited to reports and/or summaries thereof), annual or other periodic reports, applications, appointment books, appraisals, assignments, assignment of beneficial interest, audit reports, calendar entries or notations, calendars, checks, checkbooks, canceled checks, cards, cartridges, cash flow statements, cassettes certificates, change orders, charts, release orders, checks, registers, receipts, statements, financial statements, filings with any government agency (including but not limited to federal, state, local or foreign governments) inventories, investigations and summaries of investigations, periodicals, photographs, slides or negatives, photographs and negatives, pictures or other matter which is able to be seen or read without mechanical or electrical assistance, plans, plates, pleadings, policies, press releases, proformas, programs, projections, promissory notes, promotional literature and materials, proof, proof of claims, records, records of meetings including but not limited to notes, reports and summaries of conferences or interviews, whether formal or informal), recordings or transcriptions (including but n limited to notes, reports, and summaries of conferences or interviews, whether formal or informal), communiques, contracts, agreement, amendment, addendums, modifications and cancellations to contracts, recordings, transcriptions of recordings, inspection reports, videotapes, audiotapes, e-mails, facsimiles, diaries, schedules, files, file folders, original or preliminary notes, outlines, papers, personal records, loan documents, manuals or excerpts therefrom, retainer agreements, statements of income and expense, statements or books of account, statistical or information accumulations or

compilations, tax returns, handbooks, and business records and shall include, without limitation, originals, duplicates, all file copies, all other copies (with or without notes or changes thereon) no matter how prepared, drafts, data, disks, tapes, databases, back-up tapes, zip-drives and disks, compilations, computer files, directories and any other computerized data or information, working papers, routing slips and similar materials, and including all documents which relate to the subject matter of this action.

E. When the answer to an interrogatory may be obtained from documents in your possession or control, it shall be a sufficient answer to the interrogatory to produce those documents responsive to the interrogatory. If you elect to answer an interrogatory by the production of documents, that production shall comply with the requirements of Illinois Supreme Court Rule 214, and you must identify the documents which are responsive to the interrogatory.

F. The word "correspondence" means all documents whereby communications are attempted or effectuated. "Correspondence" includes not only letters, memoranda and facsimile transmissions, but also electronic or paperless communications such as computer messages and voicemail messages. The term "correspondence" shall be given the broadest construction possible.

G. The word "identify" when used in connection with a verbal communication means to state the following:

a. the date of that communication;

b. the identity of the persons who were parties to that communication;

c. the identity of the persons who were witnesses (other than the parties) to that communication;

d. whether that communication was face-to-face and/or over the telephone, and if face-to-face, describe the location of that communication; and

e. the identity of any documents which pertain to that communication.

H. The word "identify" when used in reference to a natural person (i.e., a human being), means to state:

a. the person's full name;

b. present (or last known) address;

c. present (or last known) occupation or position; and

d. name of present (or last known) employer.

I. The word "identify" when used in reference to a business or entity means to state:

a. its full name;

b. its present (or last known) address; and

c. its present (or last known) telephone number.

J. The word "identify" when used in reference to a document, means to state:

a. its date;

b. its subject and its substance;

c. its author;

d. its recipients;

e. the type of document (e.g., letter, memorandum, telegram, chart, computer input or print-out, photograph, sound reproduction, etc.); and

f. if the document is no longer in your possession or subject to your control, then identify the present (or last known) custodian of the document and state whether the document:

(1) is missing or lost;

(2) has been destroyed;

(3) has been transferred, voluntarily or involuntarily, to others; or

(4) otherwise disposed of; and in each instance, explain the circumstances surrounding the authorization for disposition thereof and state the date or approximate date thereof.

K. The term "pertaining to" means referring to, reflecting or to be related in any manner logically, factually, indirectly, or directly to the matter discussed.

L. The term "communication" means any transmission of words, thoughts or information between or among two or more persons, and includes, but is not limited to, spoken words, conversations, conferences, discussions, talks and reports, whether transmitted in person or by any electronic device such as telephone, radio, or electronic mail services and documents as defined above.

M. The conjunctions "and," or," and "and/or" shall be interpreted conjunctively and shall not be interpreted disjunctively to exclude any information otherwise within the scope of any request. Similarly, the singular shall include the plural, and the plural shall include the

singular. A masculine, feminine, or neuter pronoun or description shall not exclude and shall include all other genders.

N. The term "Plaintiff" means ANDREW GASSER, ALGONQUIN TOWNSHIP ROAD COMMISSIONER, ("GASSER") and any attorney, employee or other agent of Plaintiff.

O. The term "Defendants" means KAREN LUKASIK, INDIVIDUALLY AND IN HER CAPACITY AS ALGONQUIN TOWNSHIP CLERK, ANNA MAY MILLER AND ROBERT MILLER, CHARLES A. LUTZOW JR., ("LUKASIK," "A. MILLER," "R. MILLER," "LUTZOW")

P. If you withhold information or documents from disclosure on a claim that they are privileged pursuant to a common law or statutory privilege, any such claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced or disclosed and the exact privilege which is being claimed, the facts relied upon in support of the claim of privilege including the date of the communication, its subject matter, the parties to the communication, the creator of the document, the recipient of the document; and identify all persons having knowledge of any facts relating to the claim of privilege.

GENERAL OBJECTIONS

1. Defendant objects to the Requests for Admissions, Interrogatories or Request to Produce directed to Defendant to the extent that any request therein seeks to impose obligations on Defendant beyond those imposed by the Federal Rules of Civil Procedure or any Rule of Evidence or any Federal Rule related to discovery.

2. Defendant objects to the Requests for Admissions, Interrogatories or Request to Produce directed to Defendant to the extent that it, and/or the definitions or instructions related thereto, purport to impose any obligation in excess of the requirements set forth in any statute, rule, or order applicable to this proceeding.

3. Defendant objects to the Requests for Admissions, Interrogatories or Request to Produce directed to Defendant as unduly burdensome to the extent that it is vague, ambiguous, or overly broad and imposes an undue burden on Defendant.

4. Defendants object to the Requests for Admissions, Interrogatories or Request to Produce directed to Defendant to the extent that it seeks information protected from disclosure by any applicable privilege, immunity, or privacy right, including but not limited to the marital privilege, the attorney-client privilege, and/or the attorney work product doctrine. Nothing contained in these answers is intended to be, nor should be construed as, a waiver of any such privilege or immunity.

5. Defendant objects to the Requests for Admissions, Interrogatories or Request to Produce directed to Defendant to the extent that it seeks information that is: (a) not in Defendant's possession, custody, or control; (b) in Plaintiffs' possession; (c) publicly available or otherwise equally available to Defendant and Plaintiff; or (d) more appropriately obtained from sources other than Defendant or by other means of discovery.

6. Defendant objects to the Requests for Admissions, Interrogatories or Request to Produce directed to Defendant to the extent that it seeks information outside the scope of the claims and defenses asserted in this action.

7. Defendant objects to the Requests for Admissions, Interrogatories or Request to Produce directed to Defendant to the extent that any of the specific requests assume facts that are or may be inaccurate.

8. Defendant objects to the Requests for Admissions, Interrogatories or Request to Produce directed to Defendant to the extent that it is not reasonably calculated to lead to the discovery of admissible evidence. By responding to this Request for Admissions, Interrogatories or Request to Produce directed to Defendant, Defendant does not waive, but rather expressly reserves, all of its reservations and objections, both general and specific, as set forth in these responses, even

though Defendant may provide information or admissions over the reservations and objections contained herein.

9. Defendant objects to the Requests for Admissions, Interrogatories or Request to Produce directed to Defendant to the extent that it seeks proprietary, confidential information belonging to Defendant. Such information, if non-privileged and responsive, will be produced upon execution by the parties of an appropriate protective order.

10. Defendant's investigation with respect to this case is ongoing. Defendant, therefore, reserves its right to modify, amend, or supplement any of the following responses in light of information developed or learned at a later date.

11. To the extent that the Requests for Admissions, Interrogatories or Request to Produce directed to Defendant create a cumulative burden on Defendant, it objects to producing large quantities of documents or reviewing large quantities of documents.

12. Defendant objects to the extent that the Requests for Admissions, Interrogatories or Request to Produce directed to Defendant call for speculation.

13. Defendant objects to the extent that the Requests for Admissions, Interrogatories or Request to Produce directed to Defendant call for admissions of hearsay statements of others.

14. Each of the foregoing General Objections is incorporated into each of the following specific answers, responses and objections.

SPECIFIC ANSWERS AND OBJECTIONS TO INTERROGATORIES

1. Identify the person answering these interrogatories and identify any other person, other than your attorney having an attorney client relationship, who assisted in the preparation of these answers in any way.

ANSWER: Andrew Gasser, Algonquin Township Highway Commissioner.

2. Identify any persons seen removing any books, documents or records of any kind, belonging to Algonquin Township and/or the Algonquin Township Highway Department (Road District) from the Township premises at any time during 2017.

ANSWER: In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory assumes that Andrew Gasser would have personal knowledge of what some other person may have seen and therefore the interrogatory is overly broad and unduly burdensome. Without waiving said objections, Andrew Gasser answers that he initiated this action to prevent the destruction or removal of records. In attempts to locate any documents related to Local 150 IUOE Andrew Gasser was not able to locate any such record kept in the ordinary course of business despite the claim of Local 150 IUOE that it entered into a Collective Bargaining Agreement with the Algonquin Township Road District which is the subject of other litigation. Andrew Gasser answers further that he did not see any documents removed from Algonquin Township premises located at 3702 US Rt. 14, Crystal Lake, Illinois 60014. Robert Miller is believed to have removed books and records of the Highway Department and Road District because the records that ought to have been kept in the ordinary course of business were not available to Andrew Gasser. Examples of such missing records are included herein in the responses to these interrogatories.

3. Have you learned that Charles "Chuck" Lutzow and/or Ryan Provenzano placed books, records or documents of any kind into a dumpster located on the premises of Algonquin township at any time following May 12, 2017?

ANSWER: In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory specifically calls for hearsay statements and such an answer would require speculation on the part of Andrew Gasser. Without waiving the objections answers that he has no knowledge of Ryan Provenzano or Charles Lutzow placing any books, records, or documents into any dumpster.

4. Did you or anyone acting in your stead mail the claimed "anonymous package" to Algonquin Township and/or the Algonquin Township Highway Department (Road District)?
ANSWER: In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory references an "anonymous package" and fails to define such a term. Without waiving said objection, states that if the reference was to the "anonymous package" referenced in the complaint and amended complaint that he has no knowledge as to the identity of the person who mailed the anonymous package.

5. Do you have any information as to the identity of the person or persons mailing the claimed "anonymous package" to Algonquin Township and/or the Algonquin Township Highway Department (Road District)?

ANSWER: In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory references an "anonymous package" and fails to define such a term. Without waiving said objection, states that if the reference was to the "anonymous package" referenced in the complaint and amended complaint that he has no knowledge or information as to the identity of the person who mailed the anonymous package. It is for the reasons set forth in the response to this interrogatory and the prior interrogatory that it was referenced in the complaint as an "anonymous package".

6. Do you have any information, correspondence, or documents in your possession or under your control which indicates or tends to indicate that the credit card bills and airline tickets complained of in your First Amended Complaint were not approved at a regularly scheduled or specially scheduled Algonquin Township Board of Trustees meeting?

ANSWER: In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory solicits a legal conclusion. Without waiving the objection, defendant, Karen Lukasik, is in possession of the records of Algonquin Township and therefore is in possession of any documentary evidence related to such actions taken by the Algonquin Township Board and Since Andrew Gasser was not present for any such approvals was not present and lacks personal knowledge as to any such approval. Andrew Gasser states that any such approval of the Algonquin Township Board to approve an expense that was not for a public purpose would contravene the Illinois Constitution and no such approval would be lawful or make any such purchase lawful.

7. If your answer to the above interrogatory was "yes" please describe the information, correspondence, or documents you have.

ANSWER: In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory is vague and ambiguous. Notwithstanding the objections and without waiving said objections, Andrew Gasser answers that his prior answer was not "yes" and therefore no further answer is required.

8. Prior to filing the initial Complaint in this cause of action, did you conduct an investigation or search the records of Algonquin Township to ascertain whether the credit card bills and airline tickets complained of in your Complaint or First Amended Complaint were approved by the Algonquin Township Board of Trustees following receipt of the bill?

ANSWER: In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory seeks information governed by the Attorney Work Product doctrine.

9. If your answer above to the above interrogatory was "yes" please describe the investigation review or search you conducted.

ANSWER: In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory is vague and ambiguous. Notwithstanding the objections and without waiving said objections, Andrew Gasser answers that his prior answer was not "yes" and therefore no further answer is required.

10. Did you at any time ask a former or current member of the Algonquin Township Board of Trustees if the credit card bills and airline tickets were approved for payment by the Algonquin Township Board of Trustees?

ANSWER: In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory seeks irrelevant hearsay statements and is vague and ambiguous. Plaintiff further objects on the basis that there is no reasonable time frame included in the posited interrogatory and is therefore overly broad because it encompasses Andrew Gasser's entire lifetime.

11. Identify any person who was or is an employee, officer, or agent in any capacity of Algonquin Township or Algonquin Township Highway Department (Road District) who you discussed the use of credit cards with at any time following January 1, 2017.

ANSWER: In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory seeks hearsay statements and is vague and ambiguous and seeks privileged information as to whom Andrew Gasser discussed this information including "agents" of the various Algonquin Township entities. Without waiving the objections states that he has discussed the use of credit cards with his attorneys. The use of credit cards by public officials is addressed in People v Howard, 888 N.E. 2d 85 (2008) should Robert Miller wish to refer to authority on the improper use of credit cards.

12. Identify any person purchasing a gift card with the funds of Algonquin Township and/or Algonquin Township Highway Department (Road District) and state the date of the purchase, the location of the purchase, and what the specified gift card was used for and by whom.

ANSWER: In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory seeks information solely in the purview of Robert Miller who has sought to ascertain not a fact but the extent of Andrew Gasser's knowledge of Robert Miller's illicit activities. At present Andrew Gasser believes that Robert Miller purchased and received the gift cards at the time the credit card was used as

there is no record maintained in the ordinary course of business in any Algonquin Township record to show that anyone other than the cardholder, Robert Miller, was the user of the card billed to Algonquin Township Highway Department. Such use even if later approved by the Board of Trustees is criminal. See People v Howard, 888 N.E. 2d 85 (2008). No local unit of government has the power to override the provisions of the Illinois Constitution.

13. Identify any person from who you have taken an oral or written statement which relates in any way to any allegations of the Complaint or the First Amended Complaint filed by you in this matter.

ANSWER: **In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory seeks information governed by the Attorney Work Product Rule and is vague and ambiguous and not limited in any relevant time frame. To the extent that the interrogatory does not seek Attorney Work Product Andrew Gasser states that he has not taken any oral or written statement from any person. Notwithstanding this statement investigation continues into the facts associated with the First Amended Complaint.**

14. Do you own any real estate, or own an interest in any real estate, in any county other than McHenry County which is used as a residence by you or any relative of yours?

ANSWER: **In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory seeks information that is not relevant to the cause of action claims or defenses asserted in this case.**

15. If the answer to the above interrogatory is "yes" identify the real estate by setting forth its common address, legal description, other owners and interest besides you, and the use of the aforesaid real estate.

ANSWER: **In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory is vague and ambiguous. Notwithstanding and without waiving said objections, Andrew Gasser answers that his prior answer was not "yes" and therefore no further answer is required.**

16. Describe in detail the investigation you undertook to discover all relevant facts prior to filing the initial Complaint in this cause of action.

ANSWER: **In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory seeks information governed by Attorney Work Product Doctrine. Without waiving said objections, Andrew Gasser conducted a review of documents and material left in the Office of The Highway Commissioner in the Algonquin Township Offices. Clearly missing were the electronic communications used by Robert Miller on both Bobmiller@mc.net and CommissionerBob@hotmail.com. Moreover, no documents existed at that time Andrew Gasser took office to demonstrate that Robert**

Miller even signed a Purported Collective Bargaining agreement with Local 150 I.U.O.E. Investigation continues

17. Identify any person or entity having knowledge of the facts alleged in the Complaint or the First Amended Complaint filed by you in this cause of action.

ANSWER: In addition to the general objections which are incorporated herein Andrew Gasser objects on the basis that the interrogatory seeks information governed by the Attorney Work Product and is overly broad in that it, as written, seeks to identify what may be every citizen of Algonquin Township and McHenry County or even potentially the world . Without waiving said objection states that the following persons are believed to have personal knowledge of the facts alleged in the complaint and Amended Complaint and the area of their testimony is set forth herein:

A) **Robert Miller is believed to have intimate knowledge of the claims and defenses in this case as well as to his numerous unlawful actions including but not limited to withholding records related to the functions of the Algonquin Township Highway Commissioner, unlawful dissipation of government property, unlawful bid rigging, unlawful use of credit cards of Algonquin Township Road district as well as unlawful falsification of government records. In particular, Robert Miller secreted the unlawful delivery of at least two truckloads of salt paid for by Algonquin Township Road District to David Diamond of the Illinois Railway Museum (IRM). The salt transferred to David Diamond of the Illinois Railway Museum (IRM) was an asset to be used by the Road District for use on the Roads of Algonquin Township and not to be given away to private organizations and or people to further Robert Miller's political relations; Robert Miller is also believed to have knowledge of the misappropriation of government funds to purchase items without a public purpose and to consume such items. Examples of various misappropriations are attached to the Amended Complaint in this case. Each and every allegation of the Amended Complaint sets forth unlawful schemes and artifices of Robert Miller and others having been employed at Algonquin Township. Robert Miller is also believed to have information pertaining to his unlawful wiretap of Andrew Gasser's voice mail in which prior to leaving office, Robert Miller arranged for the voice mail associated with the telephone line in what is now Andrew Gassers' office to be forwarded to bobmiller@MC.net. That after Andrew Gasser was sworn in, Robert Miller continued to access the bobmiller@mc.net account as recently known to Andrew Gasser to have been at or around 10/10/2017 at 12:42 pm or thereabouts to obtain intercepted voicemails directed to Andrew Gasser. Robert Miller withheld documents and records pertaining to his obtaining that service at the Algonquin Township and his continued access to such voicemails intended to be for the sole and exclusive use of Andrew Gasser. Robert Miller is further believed to have knowledge of unlawful use of I-pass accounts in which Robert Miller associated his personal vehicle with the I-pass account billed to Algonquin Township. Robert Miller is also believed to have accessed the Illinois Tollway Authority's I-pass computer system via an internet connection and made changes to the Algonquin Township Road District account on or about October 29, 2017. Robert Miller is further believed to have knowledge of the**

inaccurate accounting of assets of Algonquin Township Highway Department and the Algonquin Township Road District wherein he failed to account for assets of the Road District. Robert Miller is believed to have knowledge of the whereabouts of levenger bags not included on the inventory tendered by Robert Miller when leaving office. Robert Miller is believed to have concealed records associated with his use of Township equipment to dredge the private lakes in Trout Valley subdivision without a fee for the purpose of creating political favor for himself , Robert Miller is believed to have knowledge of the installation of electronics in the residence of Robert Miller at the expense of Algonquin Township Road District. Robert Miller is believed to have knowledge of the gifting of cellular telephones to employees or former employees of the Algonquin Township Highway Department or the Algonquin Township Road District. Robert Miller is further believed to have personal knowledge of the identify of any person that he purportedly gave gift cards to that had been paid for Algonquin Township Road District. Robert Miller is further believed to have knowledge of the expenses associated with numerous commercial printers not shown on the inventory of Algonquin Township Highway Department or the Algonquin Township Road District. Robert Miller is further believed to have knowledge related to the purchases of Disneyland tickets for his personal use and Anna May Miller's personal use. Robert Miller is further believed to have knowledge of his expending government funds for the personal benefit of his daughter and her children.

Investigation continues.

B) **Anna May Miller is believed to have intimate knowledge of the claims and defenses in this case as well as numerous unlawful actions in conspiracy with Robert Miller including but not limited to dissipation of government property, unlawful bid rigging, secretion of government accounts and records, wire tapping of Algonquin Township telephone lines as well as all items referenced with respect to Robert Miller above. Anna May is believed to have knowledge of the unlawful delivery of truckloads of salt paid for by Algonquin Township Road District to the Illinois Railway Museum, that said salt was an asset to be used on the Roads of Algonquin Township and not to be given away to organizations outside of Algonquin Township to further Robert Miller's political relationships; Anna May Miller is also believed to have knowledge of the misappropriation of government funds to purchase items without a public purpose and to consume such items and to deliver such items to her children and grand children.**

Investigation continues.

C) **Mallory Rosencrantz (daughter of Robert and Anna May Miller)is believed to have knowledge of receiving benefits from Algonquin Township Road District without a lawful purpose.**

Investigation continues.

D) **Rebecca Lee is believed to have knowledge of her receiving benefits from Algonquin Township Road District without a lawful purpose. Mrs. Lee is also likely to have knowledge of illegal use of Township property for her own personal benefit, she likely has electronic devices or evidence of material obtained at the expense of Algonquin Township including but not limited to clothing, computers, tablets, and cellular devices. In particular Rebecca Lee is believed to have knowledge of the Verizon services associated with Verizon cellular number 224-407-7158.**

Investigation continues.

E) **Melissa Victor is likely to have information related to the claims and defenses set forth in the complaint as well as the misappropriate uses of Algonquin Township assets;**

Investigation continues.

F) **Andrew Gasser –may be contacted via counsel of record and may have information as to all aspects of the claims and defenses in this case. Andrew Gassers knowledge is not personal knowledge in that many of the facts available to Andrew Gasser arise from records obtained in this case and pursuant to subpoena;**

Investigation continues.

G) **Karen Lukasik will likely to have testimony relevant to the allegations of the complaint the maintenance of records and is represented by counsel in this case.**
Investigation continues.

H) **David Diamond, Illinois Railway Museum (ILRM) Supervisor of Grounds and also the Riley Township Highway Department you may contact Mr. Diamond at the Illinois Railway Museum 815-923-4391 ext 431, 7000 South Olson Road, Union Illinois 60180. David Diamond is anticipated to be able to testify that the ILRM received two Truckloads of Salt from Algonquin Township which it had not paid for and received from Algonquin Township under the direction of Robert Miller.**
Investigation continues.

I) **The I.T. Connection 444 North Rt Il 31 Crystal Lake Il; Keith Seda of the I.T. Connection, Inc., 815-526-3600 he is anticipated to have knowledge of the use of township funds to install computer equipment in the residence of Robert Miller at the expense of Algonquin Township Road District or the Algonquin Township Highway Department. Mr. Seda may also have additional information on the billing of expenses to Algonquin Township Road District or the Highway Department for the repairs to the computers of Robert Miller's granddaughter.**

Investigation continues.

J) **The owner of McHenryCom Company and any employee keeping records of the domain Mc.Net. Contact information was on the Subpoena previously served upon you. The scope of the potential testimony will be to verify and authenticate the e-mails of Robert Miller under the e-mail address of Bobmiller@mc.net.**

Investigation continues.

K) **All employees of Wav-Tek in Crystal Lake, Illinois 815-206-1054, including but not limited to Paul Graiepy, and Erich Kraemer. They will be able to testify as to the computer images copied and the content thereof dated made and findings on the computers themselves.**

Investigation continues.

L) **All current and former employees of Algonquin Township;**

Investigation continues.

M) **All current and former elected officials associated with Algonquin Township;**

Investigation continues.

N) **All current and former Employees of the Algonquin Township Highway Department;**

Investigation continues.

O) **Richard Bakken of Standard Equipment; He is believed to have knowledge of a scheme and artifice to Rig Bids in connection with a Street Sweeper sold to Algonquin Township Road District. The actions of rigging the bidding process to in essence avoid the purpose of the requirement for soliciting bids is reflected in e-mail correspondence between Robert Miller and Richard Bakken.**

Investigation continues.

P) **Andy Chmiel of Standard Equipment; he is believed to have knowledge of a scheme and artifice to rig bids in connection with a street sweeper sold to Algonquin Township Road District in 2017.**

Investigation continues.

Q) **Siruis Technologies, Inc. located at 728 Northwest Highway #102 Fox River Grove, Illinois 60021.**

Investigation continues.

Andrew Gasser believes that Robert Miller has knowledge of the contact information for each person identified herein. Attached hereto is the contact information of each non-party identified above.

18. Identify every individual specific book, record, or document which was the property of Algonquin Township or Algonquin Township Highway Department (Road District) which you maintain was destroyed or taken by Robert Miller.

ANSWER: At present, Andrew Gasser believes Robert Miller failed to turn over all of the e-mails form BobMiller@MC.net and CommissionerBob@hotmail.com used in his official capacity. Documents that support the use of the gift cards referenced in the complaint, documents related to the installation of electronics in the residence of Robert Miller at the expense of Algonquin Township Road District or Algonquin Township Highway Department, Documents evidencing any gifting of cellular telephones to employees or former employees of the Algonquin Township Highway Department or the Algonquin Township Road District. Documents reflecting on the acquisition of telephones at the expense of the Algonquin township Road District or the Algonquin Township Highway Department. Mr. Miller failed to turn over records associated with his use of government monies for personal expenses. Robert Miller failed to turn over all of the assets the Road District and of the Township to him upon leaving office. Miller failed to account for the assets of the Algonquin Township Road District. Andrew Gasser further believes the inventory tendered by Robert Miller fails to include assets purchased by Algonquin Township Road District and the Algonquin Township Highway Department, Andrew Gasser further believes that Robert Miller secreted records reflecting upon Robert Miller's attempts to rig bids in connection with various asset purchase that required public bidding including but not limited to documents associated with the bidding associated with the acquisition of a street-sweeper in 2017 from Standard Equipment. Further, missing from the Algonquin Township Records and the Records of the Algonquin Township Road District and the Records of the Algonquin Township Highway Department were records of the consumption of salt and the donations of salt belonging to the People of Algonquin Township that was delivered to the Illinois Railway Museum and potentially others. Answering further, delivery to the Illinois Railway Museum was a criminal act for which defendant Robert Miller knowingly dissipated the assets of the Algonquin Township road District as evidenced by e-mail correspondence from David Diamond, building and grounds supervisor at the Illinois Railway Museum/Highway Commissioner for Riley Township.

Andrew Gasser cannot within the scope of the interrogatory provide a complete answer because investigation continues. As referenced in Defendant, Robert Miller's discovery Requests for documents associated with clothing allowances when no such clothing allowance document exist that would afford the purchase of the clothing described in the complaint. Moreover, The Algonquin Township Road District Policies and Procedures handbook dated June 20, 2012 contains no such clothing Allowance. One document

contained in the books and records of the Road district entitled Clothing Allowance Information does not support the existence of a clothing allowance.

No documents are known to exist in connection with the bargaining by and between Robert Miller and the Algonquin Township Road District as alleged by Local 150 culminated in a purported collective bargaining agreement. There are no records of any communications between Robert Miller and any person associated with Local 150 to solidify the purported agreement.

ANDREW GASSER, Plaintiff/Counter-Defendant

By: _____
Robert T. Hanlon, One of Plaintiff's Attorneys

Robert T. Hanlon, ARDC#6286331
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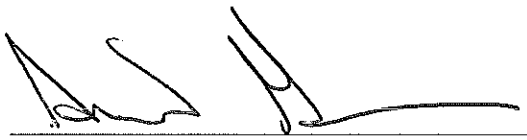
Woodstock, IL 60098
(815) 206-2200
(815) 206-6184 (FAX)

VERIFICATION

Under penalties as provided by law pursuant to Section 1-109 of the Illinois Code of Civil Procedure, the undersigned, ANDREW GASSER, certifies that the statements set forth in the foregoing instrument are true and correct, except as to matters therein stated to be on information and belief and, as to such matters, the undersigned certifies as aforesaid that I verily believe the same to be true. I further state that the statements made in the foregoing as to want of knowledge sufficient to form a belief are true.

Dated: October 30, 2017.



Andrew Gasser, Plaintiff