

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

PEOPLE OF THE STATE OF ILLINOIS,	)	
by KWAME RAOUL, Attorney General	)	
of the State of Illinois,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB No. 22 - 34
	)	(Enforcement - Water)
CITY OF HOOPESTON, an Illinois municipal	)	
corporation,	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

To: See Attached Service List

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the Complainant’s Motion for an Extension of Time to Respond to Respondent’s Motion to Strike or Dismiss Complaint, a copy of which is herewith served upon you.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS,  
by KWAME RAOUL, Attorney General  
of the State of Illinois

BY: /s/ Kevin D. Bonin  
KEVIN D. BONIN, #6294877  
Assistant Attorney General  
Environmental Bureau  
Illinois Attorney General’s Office  
500 South 2<sup>nd</sup> Street  
Springfield, Illinois 62701  
Ph: (217) 782-5055  
Fax: (217) 524-7740  
kevin.bonin@ilag.gov

Service List

For the Respondent

David K. Cox  
Attorney for Respondent  
110 North Charter Street  
Monticello, Illinois 61856  
mayorcox@cox-lawfirm.com  
*Via E-Mail*

For the Illinois Pollution Control Board

Carol Webb, Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
P.O. Box 19274  
Springfield, Illinois 62794-9274  
carol.webb@illinois.gov  
*Via E-Mail*

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	)	(Enforcement - Water)
CITY OF HOOPESTON, an Illinois municipal	)	
corporation,	)	
	)	
Respondent.	)	

**MOTION FOR AN EXTENSION OF TIME TO RESPOND TO RESPONDENT’S  
MOTION TO STRIKE OR DISMISS COMPLAINT**

NOW COMES Complainant, PEOPLE OF THE STATE OF ILLINOIS, by KWAME RAOUL, Attorney General of the State of Illinois, and pursuant to Section 101.500(d) of the Board’s regulations, 35 Ill. Adm. Code 101.500(d), moves for an extension of time to file a response to Respondent’s Motion to Strike or Dismiss Complaint. In support of this motion, Complainant states as follows:

1. On January 13, 2022, Complainant filed its Complaint with the Illinois Pollution Control Board, naming the City of Hoopeston as Respondent.
2. On January 19, 2022, the Complaint was served on Respondent by certified mail.
3. On February 15, 2022, Respondent filed its Motion to Strike or Dismiss Complaint.
4. On March 1, 2022, Complainant filed a Motion for an Extension of Time to Respond to Respondent’s Motion to Strike or Dismiss Complaint.
5. On March 8, 2022, Complainant’s Motion for an Extension of Time to Respond to Respondent’s Motion to Strike or Dismiss Complaint was granted, extending Complainant’s time to respond to March 31, 2022.

6. Complainant and counsel for Respondent are engaged in continuing settlement discussions, and Complainant requests an extension of time to file its response to Respondent's Motion to Strike or Dismiss Complaint until May 30, 2022.

7. Counsel for Respondent has been advised of Complainant's request for an extension of time to respond, and Counsel for Respondent indicated that he has no objections to Complainant's request.

8. Granting of this Motion will not result in prejudice to any party or participant.

9. No hearing is scheduled in this matter.

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, hereby requests that the Illinois Pollution Control Board enter an Order granting this Motion for an Extension of Time to Respond to Respondent's Motion to Strike or Dismiss Complaint, extending the deadline for Complainant to file its response to May 30, 2022.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS,  
by KWAME RAOUL, Attorney General  
of the State of Illinois

MATTHEW J. DUNN, Chief  
Environmental Enforcement/Asbestos  
Litigation Division

BY: /s/ Kevin D. Bonin  
KEVIN D. BONIN, #6294877  
Assistant Attorney General  
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kevin.bonin@ilag.gov

**CERTIFICATE OF SERVICE**

I hereby certify that I did on March 30, 2022 send by electronic mail true and correct copies of the documents entitled NOTICE OF FILING and MOTION FOR AN EXTENSION OF TIME TO RESPOND TO RESPONDENT'S MOTION TO STRIKE OR DISMISS COMPLAINT to:

David K. Cox  
Attorney for Respondent  
[mayorcox@cox-lawfirm.com](mailto:mayorcox@cox-lawfirm.com)

Carol Webb, Hearing Officer  
Illinois Pollution Control Board  
[carol.webb@illinois.gov](mailto:carol.webb@illinois.gov)

/s/ Kevin D. Bonin  
Kevin D. Bonin  
Assistant Attorney General

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this Certificate of Service 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 he verily believes the same to be true.

/s/ Kevin D. Bonin  
Kevin D. Bonin  
Assistant Attorney General