

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ATKINSON LANDFILL COMPANY,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 07-20
	)	(Pollution Control Facility
THE VILLAGE OF ATKINSON AND	)	Siting Appeal)
THE VILLAGE BOARD OF THE	)	
VILLAGE OF ATKINSON,	)	
	)	
Respondents	)	

NOTICE OF FILING

TO: SEE SERVICE LIST

PLEASE TAKE NOTICE that on December 20, 2007, the attached documents were, filed with the Clerk of the Pollution Control Board:

1. Petitioner's Extension of Hearing Deadline;
2. Agreed Motion to Stay.

CERTIFICATE OF SERVICE

I, **GLENN C. SECHEN**, an attorney, certify that I have served copies of the attached documents by regular mail upon the person(s) on the attached Service List at or before 4:00 p.m. on the 20<sup>th</sup> day of December, 2007.

*Glenn C. Sechen*

Glenn C. Sechen, Counsel for the Petitioner

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**PETITIONER'S EXTENSION OF HEARING DEADLINE**

NOW COMES the Petitioner, Atkinson Landfill Company ("Petitioner"), by its attorneys Glenn C. Sechen and James R. Griffin, and hereby extends the Hearing Deadline an additional 40 days to and including May 21, 2008.

**WHEREFORE**, the Petitioner, Atkinson Landfill Company prays that the Hearing Deadline be extended to and including May 21, 2008.

Respectfully Submitted:

*Glenn C. Sechen*  
Counsel for the Petitioner

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<b>Petitioner,</b>	)	
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<b>VILLAGE OF ATKINSON,</b>	)	
	)	
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**AGREED MOTION TO STAY**

NOW COMES the Petitioner, Atkinson Landfill Company ("Petitioner"), by its attorneys Glenn C. Sechen and James R. Griffin, and hereby joins with the Village of Atkinson ("Village") and pursuant to Section 101.514 of the Board's rules move to stay this matter. In support hereof the parties state as follows:

1. The Village of Atkinson passed Resolution 185 granting siting approval with conditions on August 28, 2006.
2. The Petitioner and the Village (collectively, the "Parties") have recently negotiated in good faith and are near an agreement which could ultimately resolve this matter.
3. Recently the Village filed its Response to Petition for Review whereby the Village admits many of the key elements of the Petition for Review.
4. The Parties desire to complete their negotiations and investigate potential changes to its prior application and the cost thereof which may lead to the filing of another application for siting with the Village.
5. Should such an application be granted, this matter would be dismissed.

6. The Parties have agreed and hereby ask the Board to allow either party to file a Notice to Reinstate pursuant to Section 101.514 of the Board's Rules.

7. The current status of this matter would potentially involve the taking of discovery and the conducting of the necessary public hearing should the stay not be granted.

8. Should the Petitioner not move to dismiss as outlined above, the Parties agree to file status report upon the lifting of the stay, as required.

9. Additionally, pursuant to Sections 101.308 and 101.514 of the Boards' rules, the Petitioner agrees to and hereby does waive the applicable decision deadline.

**WHEREFORE**, the Parties together pray that the Board stay this proceeding upon such additional time limits and reasonable terms as the Board may require.

Respectfully Submitted

*Glenn C. Sechen*

Counsel for the Petitioner

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