

ILLINOIS POLLUTION CONTROL BOARD

February 18, 2009

WASTE MANAGEMENT OF ILLINOIS,)	
INC., AND KENDALL LAND AND)	
CATTLE, LLC,)	
)	
Petitioners,)	
)	PCB 09-43
v.)	(Pollution Control Facility
)	Siting Appeal)
COUNTY BOARD OF KENDALL COUNTY,)	
)	
Respondent.)	

HEARING OFFICER ORDER

On February 13, 2009, the respondent filed a motion for an extension of time (Mot.) to file the record in the above-captioned matter. The record in this matter was originally due to be filed on January 28, 2009. On January 22, 2009, the respondent made an oral motion for an extension of time to file the record, to and including February 13, 2009. That motion was granted without objection. Due to the voluminous nature of the record, the respondent requests a second extension of time in its instant motion. In the body of the motion, the respondent requests that it be given until February 24, 2009, to file the certified record (Mot. at 2). In its prayer for relief, it requests that it be given until February 20, 2009, to file the certified record (Mot. at 2).

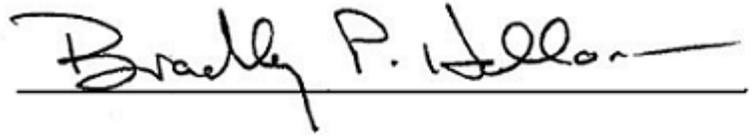
The petitioners has not filed its response, however, their response is not due to be filed until on or about February 27, 2009.

The Board's procedural rules provide that a motion may be addressed prior to the response due date if no material prejudice would result. Section 101.500 (d).

To that end, and finding no material prejudice, the respondent's motion is granted and the record must now be filed on or before February 24, 2009.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on February 26, 2009, at 2:00 p.m. The telephonic conference must be initiated by the petitioners, but each party is nonetheless responsible for its own appearance. At the conference the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.

A handwritten signature in black ink that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

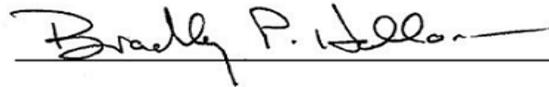
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on February 18, 2009, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on February 18, 2009:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601

A handwritten signature in black ink that reads "Bradley P. Halloran" with a horizontal line underneath.

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
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