

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

VILLAGE OF GLENVIEW, an Illinois)	
municipal corporation;)	
and)	
SOLID WASTE AGENCY OF NORTHERN)	
COOK COUNTY,)	
an Illinois statutory solid waste agency;)	
)	
<i>Complainants,</i>)	PCB CASE NO. 2023-049
)	
v.)	
)	
CATHOLIC BISHOP OF CHICAGO,)	
A corporation sole;)	
and)	
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY,)	
an agency of the State of Illinois;)	
)	
<i>Respondents.</i>)	

NOTICE OF FILING

To: CATHOLIC BISHOP OF CHICAGO
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board (Board) the attached COMPLAINANTS' MOTION FOR EXTENSION OF TIME TO FILE A RESPONSE TO RESPONDENTS' MOTION TO DISMISS THE COMPLAINT on behalf of the VILLAGE OF GLENVIEW and the SOLID WASTE AGENCY OF NORTHERN COOK COUNTY, a copy of which is herewith served upon you along with this Notice of Filing.

Dated: November 30, 2022

Respectfully Submitted,

Respectfully submitted,
THE VILLAGE OF GLENVIEW
THE SOLID WASTE AGENCY OF NORTHERN COOK COUNTY

By: /s/ Gregory W. Jones
One of the Attorneys for Complainants

Derke J. Price
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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

VILLAGE OF GLENVIEW, an Illinois)	
municipal corporation;)	
and)	
SOLID WASTE AGENCY OF NORTHERN)	
COOK COUNTY,)	
an Illinois statutory solid waste agency;)	
)	
<i>Complainants,</i>)	PCB CASE NO. 2023-049
)	
v.)	
)	
CATHOLIC BISHOP OF CHICAGO,)	
A corporation sole;)	
and)	
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY,)	
an agency of the State of Illinois;)	
)	
<i>Respondents.</i>)	

CERTIFICATE OF SERVICE

I, the undersigned, certify that I have served on the date of November 30, 2022 the attached COMPLAINANTS' MOTION FOR EXTENSION OF TIME TO FILE A RESPONSE TO RESPONDENTS' MOTION TO DISMISS THE COMPLAINT upon the CATHOLIC BISHOP OF CHICAGO and the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY by certified mail and via e-mail, by the time of 5:00 p.m., with proper postage or delivery charges prepaid:

Catholic Bishop of Chicago
1400 S. Wolf Road
Hillside, IL 60162
708-449-6100

Illinois Environmental Protection Agency
1021 North Grand Ave. East
P.O. Box 19276
Springfield, IL 62794-9276

By: /s/ Gregory W. Jones

One of the Attorneys for Complainants

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VILLAGE OF GLENVIEW, an Illinois)	
municipal corporation;)	
and)	
SOLID WASTE AGENCY OF NORTHERN)	
COOK COUNTY,)	
an Illinois statutory solid waste agency;)	
)	
<i>Complainants,</i>)	PCB NO. 2023-049
)	(Enforcement – Water)
v.)	
)	
CATHOLIC BISHOP OF CHICAGO,)	
A corporation sole;)	
and)	
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY,)	
an agency of the State of Illinois;)	
)	
<i>Respondents.</i>)	

COMPLAINANTS’ MOTION FOR EXTENSION OF TIME TO FILE A RESPONSE TO RESPONDENTS’ MOTIONS TO DISMISS THE COMPLAINT

Complainants, the Village of Glenview, an Illinois municipal corporation (“Village”), and the Solid Waste Agency of Northern Cook County, an Illinois statutory solid waste agency (“SWANCC”), by and through their attorneys, hereby request the Hearing Officer enter an order granting Complainants’ motion for extension of time to file a response to separate motions to dismiss filed by Catholic Bishop of Chicago (“Bishop”) and Illinois Environmental Protection Agency (“IEPA”) (collectively, the Bishop and IEPA are the “Respondents”). In support of their motion, Complainants state as follows:

1. On October 12, 2022, Complainants filed a two-count complaint against Respondents alleging violations of applicable laws and permits related to the property commonly known as the Sexton Landfill.

2. Complainants were served with a copy of the IEPA's motion to dismiss on November 16, 2022 and the Bishop's motion to dismiss on November 17.¹
3. Complainants have 14 days from the date of service to respond to Respondents motions to dismiss. *See* Pollution Control Board Rule ("Rule") 100.500(d). Accordingly, Complainants responses to Respondents motions are due on November 30 and December 1, respectively.
4. Complainants seek to extend the deadline to respond to the IEPA's motion by 14 days and the Bishop's motion by 13 days. This extension would give Complainants until December 14, 2022 to respond to Respondents motions.
5. There is no scheduled hearing date, so granting Complainants' motion for an extension time to respond to Respondents' motions will not prejudice any party. Additionally, granting an extension of time for Complainants' response will not prejudice the Respondents and will provide the Complainants a reasonable amount of time to respond to Respondents' motions.
6. Complainants' counsel spoke with the IEPA's counsel and confirmed that the IEPA does not does not oppose the Complainants' motion for extension of time to respond to the Respondents' motions.
7. Complainants' counsel attempted to contract the Bishop's counsel before filing this motion, but was unsuccessful.

WHEREFORE, Complainants respectfully request an extension of time to respond to Respondents motions until December 14, 2022.

¹ The Bishop sent its motion to dismiss to Complainants via email at 7:22 p.m. on November 16; however, Complainants did not open the email until the morning of November 17.

Dated: November 30, 2022

Respectfully Submitted,

THE VILLAGE OF GLENVIEW and
THE SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY

A handwritten signature in blue ink, appearing to be 'Derke J. Price', with a long horizontal line extending to the right.

One of their Attorneys

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