## BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,	)	
ex rel. Eric Rinehart, State's Attorney	)	
for Lake County, Illinois,	)	
	)	
Complainant,	)	
	)	PCB No. 2023-108
VS.	)	(Enforcement Noise)
	)	
DEPARTMENT OF TRANSPORTATION of	)	
the State of Illinois,	)	
	)	
Respondent.	)	

# NOTICE OF FILING

To: Matthew D. Dougherty Special Assistant Attorney General Assistant Chief Counsel Illinois Department of Transportation 2300 S. Dirksen Parkway, Room 313 Springfield, IL 62764 <u>Matthew.Dougherty@illinois.gov</u> Erin Walsh Special Assistant Attorney General Assistant Chief Counsel Illinois Department of Transportation 69 West Washington Street, Suite 2100 Chicago, IL 60602 Erin.walsh2@illinois.gov

PLEASE TAKE NOTICE that today, June 28, 2023, I have filed with the Office of the Clerk of the Pollution Control Board the following Motion for Extension of Time of Complainant, a true and correct copy which is herewith served upon you.

#### PEOPLE OF THE STATE OF ILLINOIS

by ERIC F. RINEHART State's Attorney of Lake County

By: <u>/s/ Lisle A. Stalter</u> LISLE A. STALTER

Lisle A. Stalter Assistant State's Attorney Lake County State's Attorney's Office 18 N. County Street Waukegan, IL 60085 847-377-3050 Istalter@lakecountyil.gov

#### **CERTIFICATE OF E-MAIL SERVICE**

I, the undersigned, on oath state the following: That I have served the attached Motion for Extension of Time and Notice by e-mail upon the persons listed below at the e-mail addresses identified:

Matthew D. Dougherty Special Assistant Attorney General Assistant Chief Counsel Illinois Department of Transportation 2300 S. Dirksen Parkway, Room 313 Springfield, IL 62764 Matthew.Dougherty@illinois.gov

Erin Walsh Special Assistant Attorney General Assistant Chief Counsel Illinois Department of Transportation 69 West Washington Street, Suite 2100 Chicago, IL 60602 <u>Erin.walsh2@illinois.gov</u>

From <u>lstalter@lakecountyil.gov</u>, the number of pages in the e-mail transmission is 4. The e-mail transmission took place before 5:00 p.m. on June 28, 2023.

By: <u>/s/ Lisle A. Stalter</u> Lisle A. Stalter

Lisle A. Stalter Assistant State's Attorney Lake County State's Attorney's Office 18 N. County Street Waukegan, IL 60085 847-377-3050 Istalter@lakecountyil.gov

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the State of Illinois,	)	
	)	
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## **MOTION FOR EXTENSION OF TIME**

Complainant, PEOPLE OF THE STATE OF ILLINOIS, by their attorney, Lisle A.

Stalter, Assistant State's Attorney, moves for an extension of time to respond to Respondent's

Motion to Dismiss pursuant to 35 Ill. Admin. Code 101.522. In support of its Motion,

Complainant states:

1. Respondent filed a motion to dismiss the complaint in this matter and served

Complainant with a copy on June 26, 2023.

2. Complaint desires to file a response to the motion to dismiss.

3. Pursuant to Section 101.500(d) of the Illinois Pollution Control Board General Rules, a response to the motion is to be filed within fourteen days of service. Accordingly, a response to the motion must be filed by July 10, 2023.

4. The undersigned counsel is scheduled to be out of the office starting July 4, 2023, and returning on July 10, 2023, and is in need of additional time to review, research and file a response to the Motion to Dismiss.

5. Accordingly, undersigned counsel requests an extension, through July 18, 2023, to file a response to the Motion to Dismiss.

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# Electronic Filing: Received, Clerk's Office 06/28/2023

6. Undersigned counsel conferred with counsel for the Respondent and Respondent

does not object to the extension. The Respondent will not be prejudiced if this Motion for Extension of Time is granted.

7. This Motion for Extension of Time is not intended to unnecessarily delay this matter.

WHEREFORE, Complainant respectfully requests that this Board grant its Motion for

Extension of Time and allow it until July 18, 2023, to file a response to the Motion to Dismiss.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

*ex rel.* ERIC F. RINEHART State's Attorney of Lake County

By: <u>/s/ Lisle A. Stalter</u> Lisle A. Stalter Assistant State's Attorney

Lisle A. Stalter Lake County State's Attorney's Office 18 N. County Street Waukegan, IL 60085 847-377-3050 <u>lstalter@lakecountyil.gov</u>