

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

BFI WASTE SYSTEMS	)	
OF NORTH AMERICA, LLC,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB No. 24-29
	)	
ILLINOIS ENVIRONMENTAL	)	(Permit Appeal -RCRA)
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**SECOND MOTION TO EXTEND  
SUMMARY JUDGMENT RESPONSE DEADLINE**

NOW COMES Petitioner, BFI WASTE SYSTEMS OF NORTH AMERICA, LLC (“BFI”), by and through its attorney, Scott B. Sievers of Brown, Hay + Stephens, LLP, and, pursuant to 35 Ill. Adm. Code 101.522, moves the honorable Hearing Officer to extend by six (6) days, to Wednesday, May 13, 2026, the deadline for the parties to file their respective summary judgment motion responses. In support, Petitioner states the following:

1. On April 30, 2026, the Hearing Officer granted Respondent’s Agreed Motion to Extend Summary Judgment Response Deadline and extended the date to tomorrow, May 7, 2026.

2. Good cause exists to extend by six (6) days the deadline for the parties to file their respective summary judgment motion responses. While counsel for Petitioner BFI has been researching and drafting his client’s summary judgment motion response, additional time is needed to confer with his client regarding this case and its summary judgment response to receive approval for filing it. Consequently, Petitioner BFI moves the Hearing Officer to extend by six (6) days, to Wednesday, May 13, 2026, the deadline for the parties to file their respective summary judgment motion responses.

3. This motion is made in good faith and not for the purpose of undue delay.

4. Counsel for Petitioner BFI has conferred with counsel for Respondent, Illinois Environmental Protection Agency (“Illinois EPA”), and Respondent Illinois EPA has no objection to this motion.

WHEREFORE, for the above reasons, Petitioner, BFI WASTE SYSTEMS OF NORTH AMERICA, LLC, moves the honorable Hearing Officer to extend by six (6) days, to Wednesday, May 13, 2026, the deadline for the parties to file their respective summary judgment motion responses, and for such other and further relief as deemed appropriate.

DATED: May 6, 2026

Respectfully submitted,

Scott B. Sievers  
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BFI WASTE SYSTEMS  
OF NORTH AMERICA, LLC,

Petitioner.

BY: s/Scott B. Sievers  
Scott B. Sievers  
Attorney for Petitioner

*BFI Waste Systems of North America, LLC v. Illinois EPA*  
**Pollution Control Board No. 24-29**

**CERTIFICATE OF SERVICE**

Scott B. Sievers of the law firm of Brown, Hay + Stephens, LLP herein certifies that on May 6, 2026, from Springfield, Illinois, he electronically submitted for filing the foregoing **SECOND MOTION TO EXTEND SUMMARY JUDGMENT RESPONSE DEADLINE** with the Pollution Control Board by using the Clerk's Office On-Line (COOL) eFile system. Scott B. Sievers further certifies that on May 6, 2026, he served the other parties in this case with a copy of the foregoing document by transmitting the document by e-mail to the parties' representatives, who are identified below, at their designated e-mail addresses of record:

Senior Assistant Attorney General Christopher J. Grant  
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**VERIFICATION BY CERTIFICATION**

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 instrument are true and correct, except as to matters herein 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.

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OF NORTH AMERICA, LLC,**

Petitioner

BY: s/Scott B. Sievers  
Scott B. Sievers  
Attorney for Petitioner