

ILLINOIS POLLUTION CONTROL BOARD
June 17, 1993

C.A.R.E., LARRY SLATES,)
LONNIE SEYMOUR, JAMES KLABER,)
FAYE MOTT, as members of C.A.R.E.,)
HOOPESTON COMMUNITY MEMORIAL)
HOSPITAL, HOOPESTON INDUSTRIAL)
CORPORATION, WILLIAM REGAN, and)
MARY REGAN, as Trustees,)

Petitioners,)

v.)

JAMES VAN WEELDEN, d/b/a/)
ILLINOIS LANDFILLS, INC., and)
HOOPESTON CITY COUNCIL, on)
behalf of the CITY OF)
HOOPESTON,)

Respondent.)

PCB 93-106
(Landfill Siting Review)

ORDER OF THE BOARD (by J. Theodore Meyer):

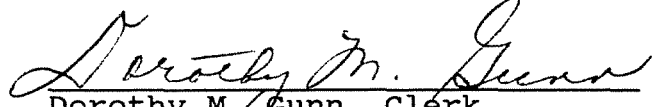
This matter is before the Board on petitioners' motion to extend time to file their brief. On June 3, 1993, the Board accepted this case for hearing, but directed petitioners to file a brief addressing the issue of standing. That brief was to be filed by June 17, 1993, with any response due by June 25, 1993. Petitioners now seek to extend that June 17 deadline to July 2, 1993. Petitioners state that they received the Board's order on June 7, 1993, that their attorneys have been preparing appeals to the appellate court and attending to a number of other matters, that they have been as yet unable to obtain a necessary affidavit, and that they believe that there will be no harm or prejudice to respondents or the Board by granting the motion.

Initially, the Board notes that the response period for this motion has not expired, but finds that waiting until the expiration of the response period to grant the motion would cause undue delay. (35 Ill.Adm.Code 101.241(b).) The motion to extend time to file the brief is granted. Petitioners' brief on this issue must be received at the Board's Chicago office by 4:30 p.m. on July 2, 1993. Any response to that brief must be received at the Board's Chicago office by 4:30 p.m. on July 12, 1993. Hearing in this case is scheduled for July 26 and 27, 1993. This schedule will allow the Board to rule upon the standing issue at its July 22 meeting, so that this issue is settled before hearing.

IT IS SO ORDERED.

0143-0239

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 17~~th~~ day of June, 1993, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board