

ILLINOIS POLLUTION CONTROL BOARD
November 2, 1989

METROPOLITAN WASTE)	
SYSTEMS, INC., SPICER, INC.,)	
and SPICER PROPERTIES, INC.,)	
)	
Petitioners,)	
)	
v.)	PCB 89-121
)	(Landfill Siting
CITY OF MARSEILLES,)	Review)
)	
Respondent.)	

ORDER OF THE BOARD (by M. Nardulli):

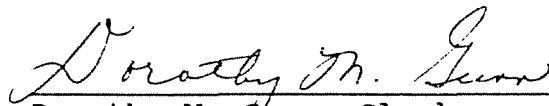
This matter comes before the Board on petitioners' Motion for Leave to File An Oversized Reply Brief Instantly filed October 20, 1989.

Petitioners seek a one-day extension to file its 27-page reply brief. Section 101.104(b) of the Board's Procedural Rule provides that reply briefs shall not exceed 25 pages in length. This Section requires a party seeking to file an oversized brief to obtain prior approval of the Board.

Although petitioners did not obtain the Board's approval to file a brief in excess of the 25-page limit prior to submitting the brief, the instant circumstances are such that the Board will grant petitioners' motion. Petitioners had only two days to file their brief replying to respondent's 62-page brief. Under this tight briefing schedule it would have been virtually impossible to obtain prior Board approval. Therefore, petitioners' Motion for Leave to File An Oversized Brief Instantly is granted.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board hereby certify that the above Order was adopted on the 2nd day of November, 1989 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board