

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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CLERK'S OFFICE

SEP 22 2003

PEOPLE OF THE STATE OF ILLINOIS,)
)
Complainant,)
)
vs.)
)
MICHEL GRAIN COMPANY, INC., a/k/a)
MICHEL FERTILIZER, an Illinois)
corporation, CARYLE MICHEL,)
RONNIE TODD and RONNIE TODD)
LAND TRUST,)
)
Respondents.)

STATE OF ILLINOIS
Pollution Control Board

PCB 96-143
(Enforcement-Water)

NOTICE OF FILING

To: Doug Antonik
Antonik Law Offices
1921 Broadway
P.O. Box 594
Mt. Vernon, IL 62864

F. William Bonan
Bonan and Bonan and Rowland
P.O. Box 309
McLeansboro, IL 62859

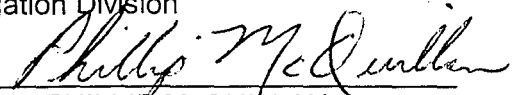
PLEASE TAKE NOTICE that on this date, I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois a MOTION FOR EXTENSION OF TIME AS TO DISCOVERY SCHEDULE, a copy of which is attached hereto and herewith served upon you.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

LISA MADIGAN
Attorney General of the
State of Illinois

MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

BY: 
PHILLIP McQUILLAN
Assistant Attorney General
Environmental Bureau

500 South Second Street
Springfield, Illinois 62706
217/782-9031
Dated: 09-17-03

CERTIFICATE OF SERVICE

I hereby certify that I did on September 17, 2003, send by First Class Mail, with postage thereon fully prepaid, by depositing in a United States Post Office Box true and correct copies of the following instruments entitled NOTICE OF FILING and MOTION FOR EXTENSION OF TIME AS TO DISCOVERY SCHEDULE

To: Doug Antonik
Antonik Law Offices
1921 Broadway
P.O. Box 594
Mt. Vernon, IL 62864

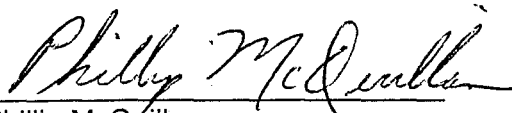
F. William Bonan
Bonan and Bonan and Rowland
P.O. Box 309
McLeansboro, IL 62859

and the original and ten copies by First Class Mail with postage thereon fully prepaid of the same foregoing instrument(s):

To: Dorothy Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
Suite 11-500
100 West Randolph
Chicago, Illinois 60601

A copy was also sent by First Class Mail with postage thereon fully prepaid

To: Carol Sudman
Hearing Officer
Pollution Control Board
1021 North Grand Avenue East
Springfield, Illinois 62702


Phillip McQuillan
Assistant Attorney General

This filing is submitted on recycled paper.

ILLINOIS POLLUTION CONTROL BOARD

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SEP 22 2003

STATE OF ILLINOIS
Pollution Control Board

PEOPLE OF THE STATE OF ILLINOIS,)
)
 Complainant,)
)
 vs,)
)
 MICHEL GRAIN COMPANY, INC., a/k/a)
 MICHEL FERTILIZER, an Illinois)
 corporation, CARLYLE MICHEL,)
 RONNIE TODD, and RONNIE TODD LAND)
 TRUST)
 Respondent.)

PCB 96-143
(Enforcement-Water)

MOTION FOR EXTENSION OF TIME AS TO
DISCOVERY SCHEDULE

Complainant, PEOPLE OF THE STATE OF ILLINOIS, by Lisa Madigan, Attorney General of the State of Illinois, moves for an extension of time as to the discovery schedule, and states the following:

1. The Hearing Officer, Carol Sudman, ordered a discovery schedule on August 18, 2003, which sets the following due dates:

Depositions completed	September 18, 2003
Requests to Admit	October 31, 2003
Responses to Request to Admit	December 1, 2003
Dispositive Motions	To be set

2. Complainant was represented by Assistant Attorney General Angela Eaton Hamilton, who transferred from the Environmental Bureau to the Public Aid Bureau in the Office of Attorney during early September and who is currently on leave of absence.

3. The undersigned filed Substitution of Counsel on September 2, 2003.
4. The undersigned obtained the Attorney General file in this case on September 8, 2003.
5. The file in this case is very large and will take some time to read and assimilate.

6. On September 15, 2003, the undersigned had a telephone conversation with Attorney at Law F. William Bonan, who represents respondents Ronnie Todd and Ronnie Todd Land Trust, wherein the undersigned explained his need for an extension of time as to the discovery schedule; and, Mr. Bonan stated that he was in agreement with an extension of time.

7. On September 15, 2003, the undersigned had a telephone conversation with Attorney at Law Douglas A. Antonik, who represents Carlyle Michel et al., wherein the undersigned explained his need for an extension of time as to the discovery schedule; and, Mr. Antonik stated the he was in agreement with an extension of time.

8. Due to the voluminous file, the amount of review necessary to become prepared, and the need to depose witnesses, the undersigned requests a ninety (90) day extension on the due date of all activities listed in paragraph one herein.

9. This motion is not made for the purpose of delay.

10. The granting of this motion will not prejudice the parties hereto.

11. The granting of this motion will serve the ends of justice.

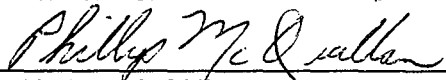
Wherefore, complainant requests a ninety (90) day extension on the due date of all activities listed in paragraph one herein.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

LISA MADIGAN
Attorney General of the State of Illinois

MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

BY: 

PHILLIP McQUILLAN
Assistant Attorney General
Environmental Bureau

Phillip McQuillan #03122873
Assistant Attorney General
500 S. Second St.
Springfield, IL 62706
217.782.9031