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THE ILLINOIS POLLUTION CONTROL BOARD

FEB 14 2005

PAUL and DONNA FREDRICKSON, husband and wife)	
)	
Complainants)	
)	
v.)	PCB 04-19
)	
Jeff Grelyak,)	
Respondent.)	

STATE OF ILLINOIS
Pollution Control Board

NOTICE OF FILING

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board Respondent's Motion for Extension of Time. Said Motion is directed to Hearing Officer Bradley P. Halloran.

CERTIFICATE OF SERVICE

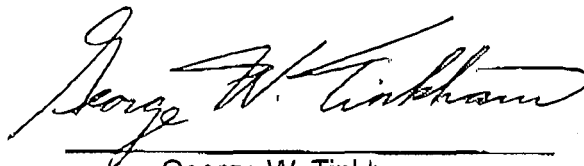
I, the undersigned, certify that I have today served Respondent's Motion for Extension of Time to the entities listed below by telefax to (312) 814-3669 and by placing said documents in envelopes with proper postage affixed and by depositing said envelopes in a U.S. Postal Service receptacle in Springfield, Illinois. Said envelopes being addressed to the following:

Illinois Pollution Control Board
Attention: Clerk
100 W. Randolph Street
James R. Thompson Center
Suite 11-500
Chicago, Illinois 60601

Jeremy W. Shaw, Esq.
40 Brink Street
Crystal Lake, Illinois 60014

An additional copy of the document was included in the envelope addressed to the Clerk of the PCB, which copy is to be given to Hearing Officer Halloran.

Date: 14 February 2005



George W. Tinkham,
attorney for Respondent
ARDC reg. # 2836149
1119 S. 6th Street
Springfield, IL 62703
(217) 523-8300

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PCB 04-19

MOTION FOR EXTENSION OF TIME

COMES NOW, Respondent by his attorney George W. Tinkham, and asks that he be granted an extension of time to file his Motion for Summary Judgment. I support of this Motion, Respondent states as follows:


1. Hearing Officer Halloran entered an order in this matter on 27 January 2005 directing that Respondent's motion for summary judgment is due on or before 14 February 2005.
2. Shortly after that Order, Respondent submitted a Second Request to Admit to Complainant.
3. Counsel for Complainant communicated to Respondent's lawyer that the response to the request to admit was anticipated to be made in less than the 28 days allowed by Illinois Pollution Control Board Procedural Rule 100.618(a).
4. Counsel has not yet received the response to the second set of requests to admit.
5. The response to the second set of requests to admit is needed before a Motion for Summary Judgment can be made.
6. The purpose of this Motion is not to cause delay.
7. The granting of this Motion will not cause hardship on either party.
8. Granting this Motion may shorten and expedite the proceedings by allowing at least a partial judgment on the pleadings.

NOW, THEREFORE, RESPONDENT asks that he be granted three (3) business days from the time that he receives a response to his second set of requests to admit to submit his motion for summary judgment in this matter. If a date certain for such deadline is to be set, Respondent asks that the date be Monday, 9 March 2005. Respondent further asks that all other deadlines in this matter be extended accordingly.



Respectfully submitted,
Jeffrey S. Grelyak, Respondent

Date: 14 February 2005

By: 
George W. Tinkham, his attorney
ARDC # 2836149

George W. Tinkham, 1119 South 6th Street, Springfield, IL 62703; (217) 523-8300