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MAR - 9 2005

STATE OF ILLINOIS
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)
)
 Complainant,)
)
 vs.) PCB 04-16
)
PACKAGING PERSONIFIED, INC.,) (Enforcement)
an Illinois corporation,)
)
 Respondent.)

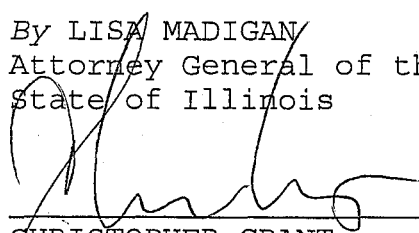
NOTICE OF FILING

PLEASE TAKE NOTICE that we have today, March 9, 2005, filed with the Office of the Clerk of the Illinois Pollution Control Board its Response to Motion to Modify, a copy of which is attached herewith and served upon you.

PEOPLE OF THE STATE OF ILLINOIS

By ~~LISA MADIGAN~~
Attorney General of the
State of Illinois

BY:



CHRISTOPHER GRANT
Assistant Attorney General
Environmental Bureau
188 W. Randolph St., 20th Flr.
Chicago, IL 60601
(312) 814-5388

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 Respondent.)

PCB 04-16
(Enforcement)

RESPONSE TO RESPONDENTS MOTION TO MODIFY

Complainant, PEOPLE OF THE STATE OF ILLINOIS , by LISA MADIGAN, Attorney General of the State of Illinois, responds to Respondent's Motion to Modify Hearing Officer Order, as follows:

1. Respondent correctly notes that Complainant has not responded to its written discovery request according to the agreed schedule submitted to the Hearing Officer on December 15, 2004. Complainant expects to respond to Respondent's written discovery request by March 15, 2005.

2. Complainant also notes that it has did not file its Motion to Amend by February 28, as previously represented to the Hearing Officer. Complainant expects to file its motion to Amend, along with a copy of the proposed amended complaint, before the March 31, 2005 status in this case.

3. Several factors contributed to this delay, including unexpected absences of Illinois EPA personnel, and preparation

for trial in another matter. Complainant does not expect further unexpected delays in prosecution of this case.

4. In the event that the Board grants Complainant's Motion to Amend, discovery deadlines in this matter will need to be extended. Complainant requests that a new discovery schedule be discussed at the March 31, 2005 status in this case. Complainant will contact Respondent prior to the status to discuss an agreed schedule.

WHEREFORE, Complainant joins Respondent in its request to suspend the original discovery schedule, and set a revised schedule at the March 31, 2005 status.

Respectfully Submitted,

LISA MADIGAN
Attorney General of the State of
Illinois

By: 

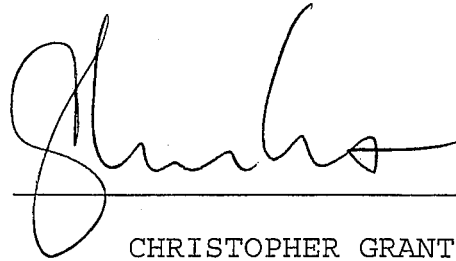
Christopher Grant
Assistant Attorney General
Environmental Bureau
100 West Randolph, 11th Floor
Chicago, IL 60601
(312)814-5388

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CERTIFICATE OF SERVICE

I, CHRISTOPHER GRANT, an attorney, do certify that I caused to be served this 9th day of March, 2005, Complainant's Response to Respondent's Motion to Modify upon the person listed below, by placing same in an envelope bearing sufficient postage with the United States Postal Service located at 100 W. Randolph, Chicago Illinois.



A handwritten signature in cursive script, appearing to read 'Christopher Grant', is written over a horizontal line.

CHRISTOPHER GRANT

Service List:

Mr. Roy Harsch
Gardner Carton Douglas LLP
191 N. Wacker Drive-Suite 3700
Chicago IL 60606-1698