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STATE OF ILLINOIS
Pollution Control Board

OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

December 21, 2005

Dorothy Gunn, Clerk
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601-3286

Re: *People v. North American Lighting, Inc., a Michigan corporation*
PCB No. 06-78

Dear Clerk Gunn:

Enclosed for filing please find the original and ten copies of a REPLY TO AFFIRMATIVE DEFENSES and NOTICE OF FILING in regard to the above captioned matter. Please file the original and return a file-stamped copy to our office in the enclosed, self-addressed, stamped envelope.

Thank you for your cooperation and consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Raymond J. Callery", is written over a faint, larger version of the signature.

Raymond J. Callery
Assistant Attorney General
500 South Second Street
Springfield, Illinois 62706

RJC/pp
Enclosures

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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DEC 27 2005

STATE OF ILLINOIS
Pollution Control Board

PEOPLE OF THE STATE OF ILLINOIS,)
)
Complainant,)
)
-vs-)
)
NORTH AMERICAN LIGHTING, INC.,)
a Michigan corporation,)
)
Respondent.)

PCB No. 06-78
(Enforcement)

NOTICE OF FILING

To: James L. Curtis
Seyfarth Shaw LLP
55 East Monroe Street
Suite 4200
Chicago, IL 60603

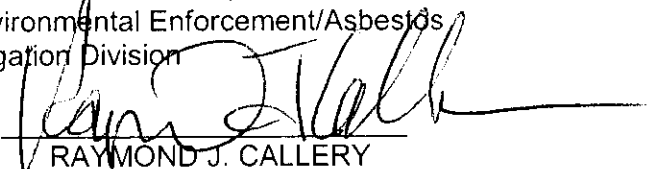
PLEASE TAKE NOTICE that on this date I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois, a Reply to Affirmative Defenses, a copy of which is attached hereto and herewith served upon you.

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: 
RAYMOND J. CALLERY
Assistant Attorney General
Environmental Bureau

500 South Second Street
Springfield, Illinois 62706
217/782-9031
Dated: December 21, 2005

CERTIFICATE OF SERVICE

I hereby certify that I did on December 21, 2005, send by First Class Mail, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instruments entitled REPLY TO AFFIRMATIVE DEFENSES

To: James L. Curtis
Seyfarth Shaw LLP
55 East Monroe Street
Suite 4200
Chicago, IL 60603

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 Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
Springfield, IL 62794



Raymond J. Callery
Assistant Attorney General

This filing is submitted on recycled paper.

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

DEC 27 2005

PEOPLE OF THE STATE OF ILLINOIS,)
)
Complainant,)
)
-vs-)
)
NORTH AMERICAN LIGHTING, INC.,)
a Michigan corporation,)
)
Respondent.)

STATE OF ILLINOIS
Pollution Control Board

PCB No. 06-78
(Enforcement-Air, Water)

REPLY TO AFFIRMATIVE DEFENSES

The PEOPLE OF THE STATE OF ILLINOIS, by LISA MADIGAN, Attorney General of the State of Illinois, replies to the Affirmative Defenses filed by Respondent, North American Lighting, Incorporated, as follows:

1. Plaintiff does not respond to Respondent's "First Affirmative Defense" because it does not plead a proper Affirmative Defense under Illinois law.
2. Plaintiff denies the "Second Affirmative Defense" and states that the Complaint is not barred by any statute of limitations.
3. Plaintiff denies the "Third Affirmative Defense."
4. Plaintiff denies the "Fourth Affirmative Defense" and states that Respondent has suffered no prejudice in its ability to defend itself.
5. Plaintiff denies the "Fifth Affirmative Defense."

6. Plaintiff denies the "Sixth Affirmative Defense."

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: 

RAYMOND J. CALLERY
Assistant Attorney General

500 South Second Street
Springfield, Illinois 62706
217/782-9031
Dated: December 21, 2005