BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

GRAND PIER CENTER LLC)
AMERICAN INTERNATIONAL	
SPECIALTY LINES INSURANCE CO.)
as subrogee of GRAND PIER CENTER LLC)
Complainants,)) PCB 05-157
) (Citizens Enforcement – Land)
v.)
RIVER EAST LLC))
CHICAGO DOCK AND CANAL TRUST)
CHICAGO DOCK AND CANAL COMPANY)
KERR-McGEE CHEMICAL LLC)
D)
Respondents.)

COMPLAINANTS' MOTION FOR EXTENSION OF TIME TO FILE RESPONSE TO KERR-McGEE CHEMICAL'S MOTION FOR SUMMARY JUDGMENT

Complainants Grand Pier LLC and American International Specialty Lines Insurance Co. request the hearing officer, pursuant to section 101.516 of the Board's procedural rules, to grant Complainants an extension of time to respond to the pending motion for summary judgment.

- 1. On March 9, 2006, Kerr-McGee filed its Memorandum of Law in Support of Tronox LLC's Motion for Summary Judgment. Service was executed by U.S. Mail.
- 2. According to the Board's procedural rules found in section 101.300 and 101.516, Complainants' response is due March 27, 2006.
- 3. Complainants request an additional 30 days to respond to the pending motion.
- 4. An extension of time is necessary to respond adequately to the motion. Furthermore, the lead attorney for Complainants, Mr. Murray, has just undergone surgery

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MARCH 22, 2006

and will be unavailable for a number of days. Moreover, Kerr-McGee will not be prejudiced by this modest extension of time.

WHEREFORE, Complainants Grand Pier LLC and American International Specialty Lines Insurance Co. pray the hearing officer grant this motion for extension of time to allow Complainants to file their response to the pending motion for summary judgment up to and including April 26, 2006.

March 22, 2006

Respectfully submitted

GRAND PIER CENTER LLC and AMERICAN INTERNATIONAL SPECIALITY LINES INSURANCE CO.

By: s/Garrett L. Boehm, Jr.
One of Complainants' attorneys

Frederick S. Mueller Daniel C. Murray Garrett L. Boehm, Jr. Johnson & Bell, Ltd. 33 W. Monroe St., Suite 2700 Chicago, IL 60603 (312) 372-0770

Certificate of Service

The undersigned certifies he caused to be served the foregoing **COMPLAINANTS' MOTION FOR EXTENSION OF TIME TO FILE RESPONSE TO KERR-McGEE CHEMICAL'S MOTION FOR SUMMARY JUDGMENT** by U.S. Mail on the 22nd day of March, 2006, to:

John T. Smith II COVINGTON & BURLING 1201 Pennsylvania Ave. N.W. Washington, D.C. 20004-2401 Michael Connelly CONNELLY, ROBERTS & MCGIVNEY LLC Suite 1200 One North Franklin St.

Chicago, IL 60606

PEDERSEN & HOUPT Suite 3100 161 North Clark Street Chicago, IL 60601

Donald J. Moran

Bradley P. Halloran Illinois Pollution Control Board James R. Thompson Center 100 West Randolph St. Suite 11-500 Chicago, Illinois 60601

s/Garrett L. Boehm, Jr.

Garrett L. Boehm, Jr.
JOHNSON & BELL, LTD.
33 West Monroe Street, Suite 2700
Chicago, IL 60603
(312) 372-0770