# BEFORE THE POLLUTION CONTROL BOARD OF THE STATE OF ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS	)
ex rel. LISA MADIGAN, Attorney General	)
of the State of Illinois	)
	) PCB 2008-007
Complainant,	)
VS.	) VIA ELECTRONIC FILING
UNION PACIFIC RAILROAD COMPANY,	)
a Delaware corporation,	)
<b>~</b>	)
Respondent.	)

#### **NOTICE OF FILING**

John Therriault	Zemeheret Bereket-Ab
Illinois Pollution Control Board	Assistant Attorney General
James R. Thompson Center	Environmental Bureau North
100 West Randolph Street	69 West Washington Street, Suite 1800
Suite 11-500	Chicago, Illinois 60602
Chicago, IL 60601	
Bradley P. Halloran	W. Lee Hammond
Hearing Officer	Union Pacific Railroad Company
James R. Thompson Center	1400 Douglas Street
100 West Randolph Street	Stop 1080
Suite 11-500	Omaha, NE 68179
Chicago, IL 60601	

Please take notice that today, August 15, 2007, I have filed with the Office of the Clerk of the Illinois Pollution Control Board by electronic filing the Unopposed Motion for Extension of Time to Respond or Answer on behalf of Union Pacific Railroad Company, along with Notice of Filing and Certificate of Service, a copy of which is attached hereto and served upon you.

Respectfully submitted,

SONNENSCHEIN NATH & ROSENTHAL LLP

Bv:

attorneys for respondent

Union Pacific Railroad Company

Thomas A. Andreoli Sonnenschein Nath & Rosenthal LLP 233 South Wacker Drive Chicago, Illinois 60606 312.876.8000 tandreoli@sonnenschein.com

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a Delaware corporation,	)
	)
Respondent.	)

### UNOPPOSED MOTION FOR EXTENSION OF TIME TO RESPOND OR ANSWER

Union Pacific Railroad Company ("Union Pacific") respectfully moves, pursuant to 35 Ill. Adm. Code § 101.522, that the Illinois Pollution Control Board (the "Board") grant a 60-day extension for Union Pacific to respond or answer the Complaint of the People of the State of Illinois ("AG"). In support of this motion, Union Pacific states, as follows:

- 1. Union Pacific was served on July 19, 2007.
- 2. The current due date for Union Pacific to respond or answer is August 20, 2007 or September 17, 2007, respectively.
- 3. Counsel for Union Pacific has discussed an extension of time with counsel for the AG for the purpose of settlement discussions, and counsel for the AG has no objection to the requested extension.

WHEREFORE, Union Pacific Railroad Company respectfully requests that the Illinois

Pollution Control Board grant this motion and extend the date in which to respond or answer the

Complaint of the People of the State of Illinois.

Dated: August 15, 2007

Respectfully submitted,

SONNENSCHEIN NATH & ROSENTHAL LLP

By:

Attorneys for respondent

Union Pacific Railroad Company

Thomas A. Andreoli Sonnenschein Nath & Rosenthal LLP 233 South Wacker Drive Chicago, Illinois 60606 312.876.8000 tandreoli@sonnenschein.com

### **CERTIFICATE OF SERVICE**

I, Thomas A. Andreoli, an attorney, hereby certify that I caused a copy of the Unopposed Motion for Extension of Time to Respond or Answer of Union Pacific Railroad Company, along with Notice of Filing and Certificate of Service, to be served upon the service list on August 15, 2007, by electronic mail and regular mail.

Thomas A. Andreoli