

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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JUL 07 2008

STATE OF ILLINOIS
Pollution Control Board

PEOPLE OF WILLIAMSON COUNTY ex rel)
STATE'S ATTORNEY CHARLES GARNATI,)
And THE WILLIAMSON COUNTY BOARD,)

Petitioners,)

v.)

KIBLER DEVELOPMENT CORPORATION,)
MARION RIDGE LANDFILL, INC., and)
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)

Respondents.)

Case No. PCB 2008-93
Permit Appeal-Land

NOTICE OF FILING AND PROOF OF SERVICE

The undersigned certifies that an original and nine copies of the foregoing Response to Motion to Stay and of this Notice of Filing and Proof of Service, were served upon the Clerk of the Illinois Pollution Control Board, and one copy to each of the following parties of record and hearing officer in this cause by enclosing same in an envelope addressed to:

John Therriault, Acting Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Suite 11-500
Chicago, IL 60601


Michael J. Ruffley
Assistant State's Attorney
200 Jefferson
Williamson County Courthouse
Marion, IL 62959

Melanie Jarvis
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 N. Grand Ave. East
P.O. Box 19276
Springfield, IL 62794-9276

Carol Webb, Hearing Officer
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

Jennifer Sackett Pohlenz
Querrey & Harrow
75 West Jackson Boulevard
Suite 1600
Chicago, IL 60604-2827

with postage fully prepaid, and by depositing said envelopes in a U.S. Post Office Mail Box in Springfield, Illinois before 5:30 p.m. on the 3rd day of July, 2008. Copies were also sent to Melanie Jarvis, Jennifer Sackett Pohlenz and Carol Webb via fax and email before 4:30 p.m. the same date.


Stephen F. Hedinger

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RESPONSE TO MOTION TO STAY

NOW COME Respondents, KIBLER DEVELOPMENT CORPORATION and MARION RIDGE LANDFILL, INC., through their undersigned attorney, and for their response to the motion filed by Co-Respondent ILLINOIS ENVIRONMENTAL PROTECTION AGENCY entitled "Motion to Stay," state as follows:

1. These Respondents take no position upon the Motion To Stay filed by Co-Respondent Illinois Environmental Protection Agency.

2. However, these Co-Respondents, who were the permit applicants in the permit matter involved herein, restate their intention not to agree to any waiver of the decision deadline in this case, irrespective of the Motion To Stay filed by Co-Respondent.

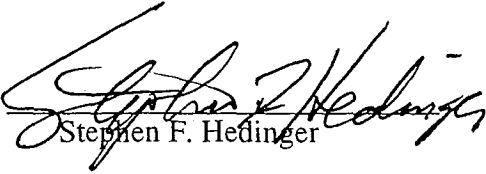
WHEREFORE Respondents, KIBLER DEVELOPMENT CORP. and MARION RIDGE LANDFILL, INC., express their response to the Motion To Stay filed by Co-Respondent ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, as set forth above.

Respectfully submitted,

Kibler Development Corporation & Marion Ridge
Landfill, Inc., Respondents,

By their attorney,

HEDINGER LAW OFFICE

By 
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