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DEC 16 2008

STATE OF ILLINOIS  
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

CITY OF JOLIET,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 09-025
	)	(Permit Appeal-Water)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

NOTICE OF FILING

TO: See Attached Service List

PLEASE TAKE NOTICE that on December 16, 2008, we filed with the Office of the Clerk of the Pollution Control Board the attached **Joliet's Motion Requesting an Extension for Pre-filed Testimony**, a copy of which is served upon you.

Respectfully submitted,

THE CITY OF JOLIET

By: Yesenia Villasenor-Rodriguez  
One of Its Attorneys

Dated: December 16, 2008

Roy M. Harsch, Esq.  
Yesenia Villasenor-Rodriguez, Esq.  
Drinker Biddle & Reath LLP  
191 North Wacker Drive - Suite 3700  
Chicago, Illinois 60606  
(312) 569-1441 (Direct Dial)  
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ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
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PCB 09-025  
(Permit Appeal-Water)

**JOLIET'S MOTION REQUESTING AN EXTENSION FOR PRE-FILED TESTIMONY**

NOW COMES, Petitioner, THE CITY OF JOLIET (hereinafter, "Joliet"), by and through its attorneys, and respectfully requests that the Hearing Officer grant this motion requesting an extension to submit its pre-filed testimony.

In support thereof, Joliet states as follows:

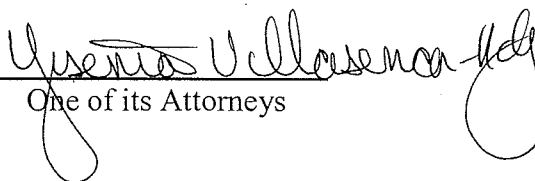
1. On December 8, 2008, the parties in this matter participated in a status conference in which Joliet indicated its intent to submit pre-filed testimony prior to the hearing.
2. On December 9, 2008, the hearing officer in this matter issued an order indicating that any pre-filed testimony must be submitted on or before December 22, 2008.
3. Joliet's witnesses are unable to complete their respective pre-filed testimony on or before the required date due to several reasons including the fact that one of its witnesses is currently in the hospital.
4. Joliet has confirmed the above with Senior Assistant Attorney General Gerald Karr, attorney for respondent; and he has indicated that he has no objections to this request so long as the pre-filed testimony is received on or before January 2, 2009.

5. The parties will be not prejudiced by extending the due date for the pre-filed testimony as provided above.

WHEREFORE, for all the foregoing reasons, Petitioner, THE CITY OF JOLIET, respectfully requests that the Hearing Officer grant its Motion Requesting an Extension to submit its Pre-Filed Testimony on or before January 2, 2009.

Respectfully submitted,

THE CITY OF JOLIET,  
Petitioner,

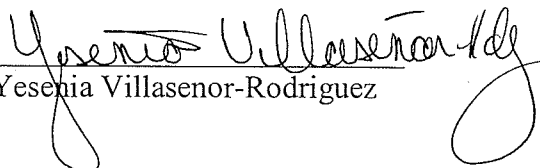
By:   
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Dated: December 16, 2008

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**CERTIFICATE OF SERVICE**

I, the undersigned, certify that I have served the attached Motion Requesting an Extension for Pre-Filed Testimony, by First Class Mail, postage pre-paid on December 16, 2008.  
See Attached List.

  
Yesenia Villasenor-Rodriguez

Service List  
PCB 09-25 (Permit Appeal – Water)

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