ILLINOIS POLLUTION CONTROL BOARD March 17, 2009

JOSEPH & VICTORIA MORRISSEY,)	
)	
Complainants,)	
)	
v.)	PCB 09-10
)	(Citizens Enforcement – Noise)
GEOFF PAHIOS and ALPINE)	
AUTOMOTIVE,)	
)	
Respondents.)	
)	

HEARING OFFICER ORDER

On March 12, 2009, all parties participated in a telephonic status conference. Discussions centered on Complainants "Second Request to Expedite" that was filed on February 25, 2009. Complainants request is essentially a pleading to compel respondents to adhere to the agreed discovery schedule. It was agreed by all parties that a revised discovery schedule will be submitted in an effort to resolve the complainants' concerns and proceed with discovery in an orderly manner.

On March 13, 2009, the respondents submitted an amended proposed discovery schedule. The discovery schedule is accepted to the extent as follows. Respondents to tender the 2005 Noise Report and Color Version of Noise Test on or before March 26, 2009. Oral depositions of fact witnesses (non-expert) to be completed on or before April 24, 2009. Disclosure of expert opinions by both parties on or before April 30, 2009. Expert witness depositions to be completed on or before May 31, 2009.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on April 16, 2009, at 12:00 p.m. The telephonic conference must be initiated by the complainants, but each party is nonetheless responsible for its own appearance. At the conference the parties must be prepared to discuss the status of the abovecaptioned matter and their readiness for hearing.

IT IS SO ORDERED.

ly P. Lelon-Brae

Bradley P. Halloran Hearing Officer Illinois Pollution Control Board James R. Thompson Center, Suite 11-500 100 W. Randolph Street Chicago, Illinois 60601 312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class on March 17, 2009, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on March 17, 2009:

John T. Therriault Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph St., Ste. 11-500 Chicago, Illinois 60601

Bradly P. Helon-

Bradley P. Halloran Hearing Officer Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph Street, Suite 11-500 Chicago, Illinois 60601 312.814-8917

PCB 2009-010 Joseph & Victoria Morrissey 32 S. Chestnut Ct. Hawthorn Woods, IL 60047 PCB 2009-010 Geoff Pahios, Owner Alpine Automotive 1320 Ensell Road Lake Zurich, IL 60047

PCB 2009-010 Bruce A. Slivnick 707 Lake Cook Road Suite 316 Deerfield, IL 60015 PCB 2009-010 Paul J. Oleksak 100 Atkinson Road Suite 110F Grayslake, IL 60030