

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

IN THE MATTER OF: )  
)  
PETITION OF ROYAL FIBERGLASS POOLS, ) AS 2009-04  
INC. FOR AN ADJUSTED STANDARD FROM ) (Adjusted Standard-Air)  
35 ILL. ADM. CODE 215.301 )  
)

**NOTICE**

TO: John Therriault, Assistant Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph, Suite 11-500  
Chicago, Illinois 60601-3218

Carol Webb, Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph, Suite 11-500  
Chicago, Illinois 60601-3218

Dale A. Guariglia  
Brandon W. Neuschafer  
Bryan Cave LLP  
One Metropolitan Square, Suite 3600  
211 N. Broadway  
St. Louis, MO 63102-2750

PLEASE TAKE NOTICE that I have today filed with the Office of the Pollution Control Board the SECOND MOTION FOR EXTENSION OF TIME IN WHICH TO FILE AGENCY'S RECOMMENDATION OF THE PETITION FOR ADJUSTED STANDARD of the Illinois Environmental Protection Agency a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY

By: /s/ Charles E. Matoesian

Charles E. Matoesian  
Assistant Counsel  
Division of Legal Counsel

DATED: June 11, 2009

1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
217.782.5544  
217.782.9143 (TDD)

**THIS FILING IS SUBMITTED  
ON RECYCLED PAPER**

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF: )  
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PETITION OF ROYAL FIBERGLASS POOLS, ) AS 2009-04  
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**SECOND MOTION FOR EXTENSION OF TIME IN WHICH TO FILE  
AGENCY'S RECOMMENDATION OF THE PETITION FOR ADJUSTED STANDARD**

**NOW COMES** Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY ("Illinois EPA" or "Agency"), by its attorney, Charles E. Matoesian, and pursuant to Section 101.522 of the Illinois Pollution Control Board rules moves that the Hearing Officer extend the time for the Illinois EPA to file its recommendation on the petition for adjusted standard in the above captioned matter to July 7, 2009. In support of its Motion, the Illinois EPA states as follows:

1. On April 4, 2009, Illinois EPA received a Petition for Adjusted Standard filed on behalf of Royal Fiberglass Pools, Inc. ("Royal").
2. Under 35 Ill. Adm. Code 104.416, Illinois EPA must file with the Board the recommendation of the Agency on the petition for adjusted standard within 45 days of notice of the petition.
3. On May 15, 2009, the Illinois EPA filed a request for an extension of time to file its response to June 12, 2009, as Royal intended to submit some updated information which would help the Illinois EPA develop its recommendation.
4. Illinois EPA today requests a second extension until July 7, 2009 as Royal has not yet submitted the updated information.
5. During a telephone conversation on June 8, 2009 the attorney representing Petitioner agreed to this extension.

**WHEREFORE**, for the reasons set forth above, the Illinois EPA respectfully requests that the Hearing Officer grant an extension until July 7, 2009, for the Illinois EPA to file its recommendation of the petition for adjusted standard.

Respectfully submitted,  
**ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY**

By: \_\_\_\_\_  
Charles E. Matoesian  
Assistant Counsel  
Division of Legal Counsel

DATED: June 11, 2009

P.O. Box 19276  
Springfield, Illinois 62794-9276  
217/7782-5544

STATE OF ILLINOIS                        )  
  )    SS  
COUNTY OF SANGAMON                )

**CERTIFICATE OF SERVICE**

I, the undersigned, an attorney, state that I have served electronically the attached SECOND MOTION FOR EXTENSION OF TIME IN WHICH TO FILE AGENCY'S RECOMMENDATION OF THE PETITION FOR ADJUSTED STANDARD, upon the following persons:

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

Carol Webb, Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph St., Suite 11-500  
Chicago, IL 60601

Dale A. Guariglia  
Brandon W. Neuschafer  
Bryan Cave LLP  
One Metropolitan Square, Suite 3600  
211 N. Broadway  
St. Louis, MO 63102-2750

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

/s/ Charles E. Matoesian

Charles E. Matoesian  
Assistant Counsel  
Division of Legal Counsel

Dated: June 11, 2009

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