

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

JON CHUALOVSKY,)
)
Complainant,)
)
v.)
)
COMMONWEALTH EDISON, FRANK)
CLARK AND TIM JOHNSON,)
)
Respondents.)

PCB NO. 2010-013
(Enforcement-Noise)

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STATE OF ILLINOIS
Pollution Control Board

NOTICE OF FILING

TO: Jon Chualovsky
9251 Latrobe
Skokie, Illinois 60077

Illinois Pollution Control Board
100 W. Randolph Street
Suite 11-500
Chicago, IL 60601

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board, the Respondents' Motion for an Extension of Time to Answer or Otherwise Respond and Appearance of Bill S. Forcade, copies of which are herewith served upon you.



Bill S. Forcade
Attorney for Respondents
Jenner & Block LLP
330 N. Wabash Avenue
Chicago, IL 60611
312/923-2964

Dated: September 4, 2009

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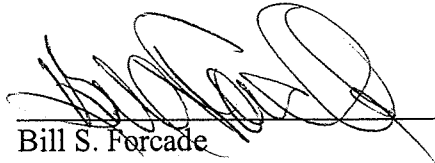
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MOTION FOR AN EXTENSION OF
TIME TO ANSWER OR OTHERWISE RESPOND

NOW COME the Respondents, Commonwealth Edison, Frank Clark and Tim Johnson, by and through their attorney, and respectfully request that this Board grant an extension of time up to and including Friday, November 6, 2009 to Answer or otherwise respond to the Complaint. In support of this Motion, the Respondents state as follows:

1. This matter arose from a complaint filed by Jon Chualovsky alleging various noise violations from Respondent Commonwealth Edison's activities.
2. Respondent, Commonwealth Edison was served with this complaint at some time after August 7, 2009.
3. Respondents request an extension of time for approximately 60 days, until Friday November 6, 2009 to Answer or otherwise respond.
4. Respondents request this extension to allow Respondent Commonwealth Edison to: (1) investigate the nature of the claimed noise issues, (2) investigate the possible options to mitigate any claimed noise issues relating to Respondent's activities, and (3) discuss with Complainant possible actions that might lead to settlement of this matter.

WHEREFORE, Respondents, Commonwealth Edison, Frank Clark and Tim Johnson,
request that this Board grant them an extension of time up to and including Friday, November 6,
2009, in which to Answer or otherwise respond.



Bill S. Forcade

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Jenner & Block LLP
Attorney for Respondents
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APPEARANCE

The undersigned, Bill S. Forcade, as attorney, enters the appearance of Respondents,

Commonwealth Edison, Frank Clark and Tim Johnson.



Bill S. Forcade

Bill S. Forcade
Jenner & Block LLP
Attorney for Respondents
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312/923-2964

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