JON	CHUALOVSKY,)	
	Complainant,)	
	v. IMONWEALTH EDISON, FRANK) PCB NO. 201) (Enforcemen)	
CLARK AND TIM JOHNSON,) Respondents.) NOTICE OF FILIT) RECEIVED CLERK'S OFFICE	
		F FILING	SEP 0 4 2009
TO:	Jon Chualovsky 9251 Latrobe Skokie, Illinois 60077		STATE OF ILLINOIS Pollution Control Board
	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

1790637.1

This document was filed on recycled paper.

JON CHUALOVSKY,)
Complainant,))
v. COMMONWEALTH EDISON, FRANK CLARK AND TIM JOHNSON,	PCB NO. 2010-013 (Enforcement-Noise) CLERK'S OFFICE
Respondents.	SEP 0 4 2009) STATE OF ILLINOIS Pollution Control Board

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.

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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

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

Dated: September 4, 2009

JON CHUALOVSKY,)
)
Complainant,)
v.) PCB NO. 2010-013) (Enforcement-Noise)
COMMONWEALTH EDISON, FRANK)
CLARK AND TIM JOHNSON,)
)
Respondents.)

PROOF OF SERVICE

NOW COME the Respondents, Commonwealth Edison, Frank Clark and Tim Johnson, by and through their attorney, and pursuant to the Board's procedural rules, provides proof of service of the attached Appearance and Motion for Extension of Time to Answer or Otherwise Respond upon Jon Chualovsky, 9251 Latrobe, Skokie, Illinois 60077, by having a true and correct copy affixed with proper postage placed in the U.S. Mail at Jenner & Block LLP, 330 North Wabash Avenue, Chicago, Illinois 60611-7603, at or before 5:00 p.m., on September 4, 2009.

Bill S. Forcade

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

Dated: September 4, 2009

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JON CHUALOVSKY,)	
)	
Complainant,)	
)	
v.) PCB NO. 2	2010-013
) (Enforcem	ent-Noise)
COMMONWEALTH EDISON, FRANK)	
CLARK AND TIM JOHNSON,) RE	CENTER
) CLI	CEIVED ERK'S OFFICE
Respondents.		
		EP 0 4 2009
APPEAL	13161	E OF ILLINOIS
The undersigned, Bill S. Forcade, as attor	Pollutio	on Control Board
The undersigned, Bill S. Forcade, as attor	ey, enters the appear	ance of Respondents,

Commonwealth Edison, Frank Clark and Tim Johnson.

Bill S. Forcade

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

Dated: September 4, 2009

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