

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE
SEP 29 2009
STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)
)
PEOPLE OF THE STATE OF ILLINOIS)
)
Plaintiff,)
)
vs.)
)
WASTE HAULING LANDFILL, INC., JERRY)
CAMFIELD, A.E. STANLEY)
MANUFACTURING CO., ARCHER DANIELS)
MIDLAND, INC., ARAMARK UNIFORM)
SERVICES, INC., BELL SPORTS, INC.,)
BORDEN CHEMICAL CO.,)
BRIDGESTONE/FIRESTONE, INC., CLIMATE)
CONTROL, INC., CATERPILLAR, INC.,)
COMBE LABORATORIES, INC., GENERAL)
ELECTRIC RAILCAR SERVICES)
CORPORATION, P & H MANUFACTURING,)
INC., TRINITY RAIL GROUP, INC., TRIPPLE)
S REFINING CORPORATION, AND ZEXEL)
ILLINOIS, INC.)
)
Respondents.)

PCB No.: 10-9
(Enforcement, Cost Recovery)

NOTICE OF FILING

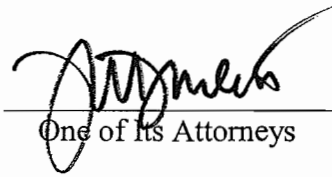
To: Attached Service List

PLEASE TAKE NOTICE that on the 28th day of September, 2009, I mailed for filing with the Clerk of the Pollution Control Board an AGREED MOTION FOR AN EXTENSION OF TIME TO ANSWER OR OTHERWISE PLEAD on behalf of Combe Laboratories, Inc.

I verify that this filing is submitted on recycled paper.

Respectfully submitted,
COMBE LABORATORIES, INC.

By:



One of Its Attorneys

Theresa Duckett (#6277888)
LOCKE LORD BISSELL & LIDDELL, LLP
111 South Wacker Drive
Chicago, Illinois 60606
(312) 443-0700
(312) 443-0336 (facsimile)
Firm # 44058

SERVICE LIST

People of the State of Illinois v. Waste Hauling Landfill, Inc., et al.
Case No. PCB No. 10-9

Pollution Control Board, Attn: Clerk
100 West Randolph Street
James R. Thompson Center, Suite 11-500
Chicago, IL 60601-3218

James L. Morgan
Environmental Bureau
Sr. Assistant Attorney General
500 South Second Street
Springfield, IL 62706

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
PO Box 19274
Springfield, IL 62794-9274

ARAMARK UNIFORM SERVICES, INC.
CT Corporation System
208 South LaSalle Street, Suite 814
Chicago, IL 60604

WASTE HAULING LANDFILL, INC.
c/o Jerry Camfield, Sr.
2938 Oakmont Drive
Decatur, IL 62521

BELL SPORTS, INC.
John E. Collins
Husch Blackwell Sanders, LLP
190 Carondelet Plaza, Suite 600
St. Louis, MO 63105

JERRY CAMFIELD, SR.
2938 Oakmont Drive
Decatur, IL 62521

BORDEN CHEMICAL CO.
c/o Prentice Hall Corporation
33 North LaSalle Street
Chicago, IL 60602

A.E. STALEY MANUFACTURING CO.
Jeryl L. Olson
James L. Curtis
Elizabeth Leifel Ash
Seyfarth Shaw LLP
131 South Dearborn Street
Chicago, IL 60603

BRIDGESTONE FIRESTONE, INC.
(Service Unavailable)

ARCHER DANIELS MIDLAND, INC.
c/o CT Corporation System
208 South LaSalle Street, Suite 814
Chicago, IL 60604

CATERPILLAR, INC.
Kevin G. Desharnais
Jennifer A. Simon
Mayer Brown LLP
71 South Wacker Drive
Chicago, IL 60606-4637

CLIMATE CONTROL, INC.
c/o Charles A. Demirjian, R.A.
225 N. Water Street
Decatur, IL 62523

P&H MANUFACTURING, INC.
Edward W. Dwyer
Hodge Dwyer & Driver
3150 Roland Avenue
PO Box 5776
Springfield, IL 62705-5776

GENERAL ELECTRIC RAILCAR
SERVICES CORPORATION
c/o CT Corporation System
208 South LaSalle Street, Suite 814
Chicago, IL 60604

TRIPLE REFINING CORPORATION
Daniel H DeCelles,
Jeffrey J Zeiger
Kirkland & Ellis, LLP
300 N LaSalle Street
Chicago, IL 60654-3406

TRINITY RAIL GROUP, INC.
c/o CT Corporation System
208 South LaSalle Street, Suite 814
Chicago, IL 60604

ZEXEL ILLINOIS, INC.
(Service Unavailable)

CHI1:4435000/00036:1623297v1

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

SEP 29 2009

STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)
)
 PEOPLE OF THE STATE OF ILLINOIS)
)
 Plaintiff,)
)
 vs.)
)
 WASTE HAULING LANDFILL, INC., JERRY)
 CAMFIELD, A.E. STANLEY)
 MANUFACTURING CO., ARCHER DANIELS)
 MIDLAND, INC., ARAMARK UNIFORM)
 SERVICES, INC., BELL SPORTS, INC.,)
 BORDEN CHEMICAL CO.,)
 BRIDGESTONE/FIRESTONE, INC., CLIMATE)
 CONTROL, INC., CATERPILLAR, INC.,)
 COMBE LABORATORIES, INC., GENERAL)
 ELECTRIC RAILCAR SERVICES)
 CORPORATION, P & H MANUFACTURING,)
 INC., TRINITY RAIL GROUP, INC., TRIPPLE)
 S REFINING CORPORATION, AND ZEXEL)
 ILLINOIS, INC.)
)
 Respondents.)

PCB No.: 10-9
(Enforcement, Cost Recovery)

**AGREED MOTION FOR AN EXTENSION OF TIME
TO ANSWER OR OTHERWISE PLEAD**

NOW COMES Respondent Combe Laboratories, Inc. ("Combe"), by and through its attorneys Locke Lord Bissell & Liddell LLP, with the agreement of Sr. Assistant Attorney General James L. Morgan on behalf of the Plaintiff, People of the State of Illinois (the "State"), and hereby moves Hearing Officer Carol Webb, or any Officer sitting in her stead, to enter an order granting this agreed motion for an extension of time for Combe to answer or otherwise plead.

1. Combe and the State are discussing the possibility of the settlement of the alleged claims brought against Combe by the State.

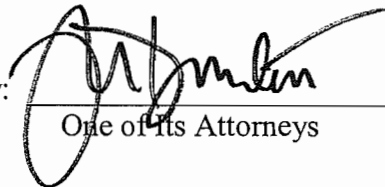
2. Combe and the State agree that Combe's deadline for responding to the Complaint with an answer or other responsive pleading is stayed pending such settlement discussions for six months from the current due date of Combe's answer, which is currently September 28, 2009. Combe and the State agree to an extension until March 29, 2010.

3. This Motion does not prejudice either party and is not brought for the purpose of delay but rather to facilitate settlement discussions between Combe and the State.

4. A Proposed Order is attached hereto as Exhibit A.

I verify that this filing is submitted on recycled paper.

Respectfully submitted,
COMBE LABORATORIES, INC.

By: 
One of its Attorneys

Theresa Duckett (#6277888)
LOCKE LORD BISSELL & LIDDELL, LLP
111 South Wacker Drive
Chicago, Illinois 60606
(312) 443-0700
(312) 443-0336 (facsimile)
Firm # 44058

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)

PEOPLE OF THE STATE OF ILLINOIS)

Plaintiff,)

PCB No.: 10-9

(Enforcement, Cost Recovery)

vs.)

WASTE HAULING LANDFILL, INC., JERRY)

CAMFIELD, A.E. STANLEY)

MANUFACTURING CO., ARCHER DANIELS)

MIDLAND, INC., ARAMARK UNIFORM)

SERVICES, INC., BELL SPORTS, INC.,)

BORDEN CHEMICAL CO.,)

BRIDGESTONE/FIRESTONE, INC., CLIMATE)

CONTROL, INC., CATERPILLAR, INC.,)

COMBE LABORATORIES, INC., GENERAL)

ELECTRIC RAILCAR SERVICES)

CORPORATION, P & H MANUFACTURING,)

INC., TRINITY RAIL GROUP, INC., TRIPPLE)

S REFINING CORPORATION, AND ZEXEL)

ILLINOIS, INC.)

Respondents.)

ORDER

This cause coming to be heard on Respondent Combe Laboratories, Inc.'s ("Combe") motion for an extension of time for Combe to answer or otherwise plead and with which Plaintiff, People of the State of Illinois, (the "State") agrees,

IT IS HEREBY ORDERED that the motion is granted and Combe is granted an extension until March 29, 2010 to answer or otherwise respond to Plaintiff's Complaint so that Combe and the State may continue settlement discussions.

Dated: _____

Entered: _____

Carol Webb, Hearing Officer
Illinois Pollution Control Board

CERTIFICATE OF SERVICE

I, Theresa Duckett, an attorney, state that I served a copy of the foregoing NOTICE OF FILING and AGREED MOTION FOR AN EXTENSION OF TIME TO ANSWER OR OTHERWISE PLEAD on the following, by First Class United States Mail before the hour of 5:00 p.m. on the 28th day of September, 2009:

James L. Morgan
Environmental Bureau
Sr. Assistant Attorney General
500 South Second Street
Springfield, IL 62706

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
PO Box 19274
Springfield, IL 62794-9274

ARAMARK UNIFORM SERVICES, INC.
CT Corporation System
208 South LaSalle Street, Suite 814
Chicago, IL 60604

BELL SPORTS, INC.
John E. Collins
Husch Blackwell Sanders, LLP
190 Carondelet Plaza, Suite 600
St. Louis, MO 63105

WASTE HAULING LANDFILL, INC.
c/o Jerry Camfield, Sr.
2938 Oakmont Drive
Decatur, IL 62521

BORDEN CHEMICAL CO.
c/o Prentice Hall Corporation
33 North LaSalle Street
Chicago, IL 60602

JERRY CAMFIELD, SR.
2938 Oakmont Drive
Decatur, IL 62521

BRIDGESTONE FIRESTONE, INC.
(Service Unavailable)

A.E. STALEY MANUFACTURING CO.
Jeryl L. Olson
James L. Curtis
Elizabeth Leifel Ash
Seyfarth Shaw LLP
131 South Dearborn Street
Chicago, IL 60603

CATERPILLAR, INC.
Kevin G. Desharnais
Jennifer A. Simon
Mayer Brown LLP
71 South Wacker Drive
Chicago, IL 60606-4637

ARCHER DANIELS MIDLAND, INC.
c/o CT Corporation System
208 South LaSalle Street, Suite 814
Chicago, IL 60604

P&H MANUFACTURING, INC.
Edward W. Dwyer
Hodge Dwyer & Driver
3150 Roland Avenue
PO Box 5776
Springfield, IL 62705-5776

CLIMATE CONTROL, INC.
c/o Charles A. Demirjian, R.A.
225 N. Water Street
Decatur, IL 62523

TRIPLE REFINING CORPORATION
Daniel H DeCelles,
Jeffrey J Zeiger
Kirkland & Ellis, LLP
300 N LaSalle Street
Chicago, IL 60654-3406

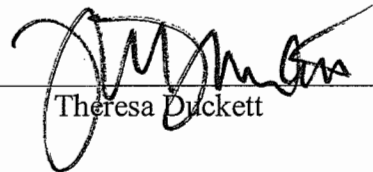
GENERAL ELECTRIC RAILCAR
SERVICES CORPORATION
c/o CT Corporation System
208 South LaSalle Street, Suite 814
Chicago, IL 60604

TRINITY RAIL GROUP, INC.
c/o CT Corporation System
208 South LaSalle Street, Suite 814
Chicago, IL 60604

ZEXEL ILLINOIS, INC.
(Service Unavailable)

I certify that an original and ten (10) copies were sent to:

Pollution Control Board, Attn: Clerk
100 West Randolph Street
James R. Thompson Center, Suite 11-500
Chicago, IL 60601-3218



Theresa Duckett