

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

IN THE MATTER OF:  
PEOPLE OF THE STATE OF ILLINOIS )  
)  
)  
Complainant, )  
)  
)  
v. ) PCB 2010-061  
) (Enforcement-Water)  
FREEMAN UNITED COAL )  
MINING CO., L.L.C., and )  
SPRINGFIELD COAL CO., L.L.C. )  
)  
)  
Respondents. )

**SPRINGFIELD COAL CO., L.L.C.'S MOTION FOR EXTENSION OF TIME TO ANSWER OR RESPOND TO THE PEOPLE OF ILLINOIS' COMPLAINT**

COMES NOW Respondent, Springfield Coal Co., L.L.C. ("Springfield Coal"), by and through its attorneys, and pursuant to 35 Ill. Admin. Code 101.522, hereby files this Motion for Extension of Time to Answer or Respond to the People of the State of Illinois' Complaint. Springfield Coal requests an extension of time to Answer or otherwise reply to the People's complaint for sixty days, until, and including, June 16, 2010. Springfield Coal states the following:

1. 35 Ill. Adm. Code 103.204(d) provides that a responding party has sixty days from receipt of a complaint to file an answer in a case before the Illinois Pollution Control Board ("Board").

2. 35 Ill. Adm. Code 101.522 allows a party to obtain an extension of time for filing any document or doing any act which is required after giving notice to the opposite party and for good cause.

3. Springfield Coal received the People of Illinois' Complaint on February 16, 2010.

4. Springfield Coal believes that a sixty day extension until, and including, June 16, 2010, would allow for substantive settlement discussions among the parties so that this matter may be amicably resolved.

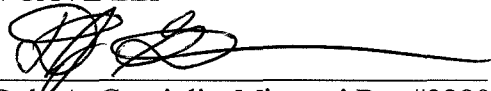
5. Springfield Coal has had conversations with the Attorney General's Office and Freeman United Coal Mining Co., L.L.C. ("Freeman United"), and both parties stated that they do not object to 60-day extension of time. Freeman United also filed an Extension of Time to Answer or Otherwise Respond on April 12, 2010.

WHEREFORE, Respondent Springfield Coal Co. L.L.C. respectfully requests that the Board grant its MOTION FOR EXTENSION OF TIME TO ANSWER OR RESPOND TO THE PEOPLE OF ILLINOIS' COMPLAINT

Respectfully Submitted,

BRYAN CAVE LLP

By:

  
Dale A. Guariglia, Missouri Bar #32998  
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One Metropolitan Square  
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St. Louis, MO 63102  
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Attorneys for Respondent, Springfield Coal  
Co., L.L.C

**CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing response was served upon the following parties via U.S. Mail on the 13 day of April, 2010:

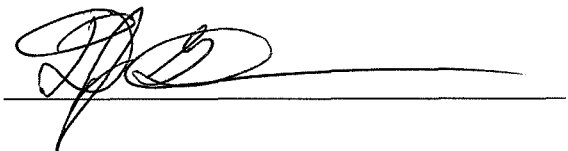
Thomas Davis  
Assistant Attorney General  
Environmental Bureau  
500 South Second Street  
Springfield, IL 62706

Bill S. Forcade  
E. Lynn Grayson  
James A. Vroman  
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Springfield, IL 62794

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Chicago, IL 60601

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

A handwritten signature in black ink, appearing to read "J. Therriault", is written over a horizontal line.

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PCB 2010-061  
(Enforcement-Water)

**NOTICE OF ELECTRONIC FILING**

TO:

Thomas Davis  
Assistant Attorney General  
Environmental Bureau  
500 South Second Street  
Springfield, IL 62706

Bill S. Forcade  
E. Lynn Grayson  
James A. Vroman  
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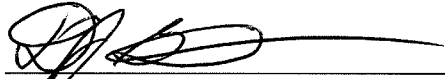
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100 West Randolph St., Suite 11-500  
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PLEASE TAKE NOTICE that on April 13, 2010, I electronically filed with the Clerk of the Pollution Control Board, Springfield Coal Co., L.L.C.'s Motion for Extension of Time to File an Answer, copies of which are herewith served upon you.

BRYAN CAVE LLP

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\_\_\_\_\_  
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