

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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JUL 20 2010

STATE OF ILLINOIS
Pollution Control Board

PEOPLE OF THE STATE OF ILLINOIS,)
Petitioner,)
vs.)
PROFESSIONAL SWINE MANAGEMENT,)
LLC; HILLTOP VIEW, LLC; WILDCAT FARMS,)
LLC; HIGH-POWER PORK, LLC; EAGLE)
POINT, LLC; LONE HOLLOW, LLC;)
TIMBERLINE, LLC; PRAIRIE STATE GILTS,)
LTD; NORTH FORK PORK, LLC; LITTLE)
TIMBER, LLC; and TWIN VALLEY PUMPING,)
INC.,)
Respondents.)

PCB No. 2010-084
(Enforcement)

ORIGINAL

NOTICE OF FILING

To: John T. Therriault, Clerk
Illinois Pollution Control Board
100 West Randolph Street
State of Illinois Building, Suite 11-500
Chicago, IL 60601

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

Jane McBride
Office of the Attorney General
500 S. Second Street
Springfield, IL 62706

James A. Hansen
Schmiedeskamp, Robertson, Neu &
Mitchell, LLP
525 Jersey Street
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Claire Manning
Brown, Hay & Stephens, LLP
205 S. Fifth Street, Suite 700
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Edward W. Dwyer
Jennifer M. Martin
Hodge Dwyer & Driver
3150 Roland Avenue
P.O. Box 5776
Springfield, IL 62705-5776

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board, pursuant to Board Procedural Rule 101.302 (d), an All Parties' Joint Motion to Hearing Officer Requesting Amendment to Motion Schedule, a copy of which is herewith served upon the hearing officer and upon the attorneys of record in this cause.

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The undersigned hereby certifies that a true and correct copy of this Notice of Filing, together with a copy of the document described above, were today served upon the hearing officer and counsel of record of all parties to this cause by enclosing same in envelopes addressed to such attorneys and to said hearing officer with postage fully prepaid, and by depositing said envelopes in a U.S. Post Office Mailbox in Springfield, Illinois on the 20th day of July, 2010.

Respectfully submitted,
PROFESSIONAL SWINE MANAGEMENT, LLC,
One of the Respondents

BY: MOHAN, ALEWELT, PRILLAMAN & ADAMI

BY: /s/ Joel A. Benoit

Fred C. Prillaman
Joel A. Benoit
MOHAN, ALEWELT, PRILLAMAN & ADAMI
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STATE OF ILLINOIS
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)
Complainant,)
vs.)
PROFESSIONAL SWINE MANAGEMENT,)
LLC; HILLTOP VIEW, LLC; WILDCAT FARMS,)
LLC; HIGH-POWER PORK, LLC; EAGLE)
POINT, LLC; LONE HOLLOW, LLC;)
TIMBERLINE, LLC; PRAIRIE STATE GILTS,)
LTD; NORTH FORK PORK, LLC; LITTLE)
TIMBER, LLC; and TWIN VALLEY PUMPING,)
INC.,)
Respondents.)

PCB No. 2010-084
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ORIGINAL

**ALL PARTIES' JOINT MOTION TO HEARING OFFICER
REQUESTING AMENDMENT TO MOTION SCHEDULE**

The June 7, 2010, Hearing Officer Order extended the time for any Respondent to file a motion attacking the sufficiency of the Complaint until July 23, 2010. On July 13, 2010, the Complainant filed a Motion for Leave to Amend the Complaint, which Respondents have agreed not to oppose. It would be inefficient for the Respondents to expend resources meeting the July 23, 2010, deadline when it is likely that the Board will grant Complainant's Motion for Leave to Amend the Complaint, thereby rendering any challenge to the Complaint moot.

Wherefore, it is requested that the July 23, 2010, deadline be stricken and that the Respondents instead be granted until a date thirty days after the Board enters the order resolving Complainant's Motion for Leave to Amend the Complaint to file a motion attacking the sufficiency of the Complaint or the First Amended Complaint, whichever is then operative.

The undersigned represents that all parties to this proceeding, including the Complainant, have authorized him to file this Joint Motion.

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STATE OF ILLINOIS
Revenue Control Board

Respectfully submitted,
PROFESSIONAL SWINE MANAGEMENT, LLC,
One of the Respondents

BY: MOHAN, ALEWELT, PRILLAMAN & ADAMI

BY: /s/ Joel A. Benoit

Fred C. Prillaman
Joel A. Benoit
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JUL 20 2010

STATE OF ILLINOIS
Pollution Control Board

CERTIFICATE OF SERVICE

I hereby certify that I did on the 20th day of July, 2010, send by First Class Mail with postage thereon fully prepaid, by depositing in a United States Post Office Box in Springfield, Illinois, a true and correct copy of the following instrument entitled **ALL PARTIES' JOINT MOTION TO HEARING OFFICER REQUESTING AMENDMENT TO MOTION SCHEDULE:**

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

Jane McBride
Office of the Attorney General
500 S. Second Street
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/s/ Joel A. Benoit

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\\Terry\Mapa\Connor, Joseph (Professional Swine Mgt)\ALL PARTIES JOINT MOTION TO AMEND MOTION SCHEDULE.wpd/crk 7/20/10
4:37 PM

THIS FILING IS SUBMITTED ON RECYCLED PAPER

