BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

1st AYD CORPORATION,)
Complainant,)
v.) PCB. No.: 2011-028
S&S AUTOMOTIVE, INC.))
Respondent.)

NOTICE OF ELECTRONIC FILING

Please take notice that on the 8th day of February, 2011, the undersigned filed his appearance & Motion for an Extension of Time to File Answer on behalf of Respondent S&S AUTOMOTIVE, INC., by electronic filing. True and accurate copies of the documents so filed are attached hereto and herewith served upon you.

Respectfully submitted,

Attorneys for Respondent 88.5 Automotive, Inc.

Fredrick S. Mueller
Garrett L. Boehm, Jr.
JOHNSON & BELL, LTD.
33 W. Monroe St., Suite 2700
Chicago, IL 60603
(312) 372-0770
Firm ID # 06347
#2639432

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

1st AYD CORPORATION,)
Complainant, v.))) PCB. No.: 2011-028
v.) 1 CB. No.: 2011 020
S&S AUTOMOTIVE, INC.)
Respondent.)

MOTION FOR EXTENSION OF TIME TO FILE ANSWER

NOW COMES the Respondent S&S AUTOMOTIVE, INC., by and through its attorneys, JOHNSON & BELL, LTD., and for its motion for an extension of time in which to file responsive pleadings, states as follows:

- 1. Complainant 1st Ayd Corporation filed a Citizen's Complaint with the Board against Respondent S&S Automotive, Inc. Complainant served this Citizen's Complaint upon S&S Automotive on December 14, 2010.
- 2. Accordingly, pursuant to section 103.204(d) of the Board's Procedural Rules (35 III. Adm. Code 103.204(d)), Respondent's answer is due February 14, 2011.
- 3. Since Complainant served its Citizen's Complaint, the parties have been able to confer concerning the allegations and the parties are actively pursuing settlement of the dispute.
- 4. Therefore, pursuant to section 101.522 of the Board's Procedural Rules (35 Ill. Adm. Code 101.522), Respondent S&S Automotive requests an additional 28 days (March 14, 2011) to answer the Citizen's Complaint.

5. Counsel for Complainant 1st Ayd Corporation has represented to counsel for Respondent that Complainant has no objection to this motion.

WHEREFORE, Respondent S&S AUTOMOTIVE, INC., moves for a 28-day extension of time to file its answer to Complainant 1st Ayd Corporation's Citizen Complaint.

Respectfully submitted,

Attorneys for Respondent S&S Automotive, Inc.

Fredrick S. Mueller
Garrett L. Boehm, Jr.
JOHNSON & BELL, LTD.
33 W. Monroe St., Suite 2700
Chicago, IL 60603
(312) 372-0770
Firm ID # 06347

CERTIFICATE OF SERVICE

I, Garrett L. Boehm, Jr., an attorney, do certify that I caused to be served this 8th day of February, 2011, my Motion for Extension of Time to File Answer and Notice of Filing, upon persons listed below by placing same in an envelope bearing sufficient postage with the United States Postal Service located at 33 West Monroe Street, Chicago, Illinois 60603.

Bøehm, Jr.

Stephen F. Hedinger Sorling, Northrup, Hanna, Cullen & Cochran, Ltd. 607 E. Adams Street Suite 800 P.O. Box 5131 Springfield, IL 62705

Tel: 217-544-1144 Fax: 217-522-3173

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

1st AYD CORPORATION,)
Complainant,)
v.) PCB. No.: 2011-028
S&S AUTOMOTIVE, INC.)
Respondent.)

APPEARANCE

I hereby entered my appearance in this proceeding on behalf of the Respondent S&S AUTOMOTIVE, INC.

Respectfully submitted,

Attorneys for Respondent S& Automotive, Inc.

Fredrick S. Mueller Garrett L. Boehm, Jr. JOHNSON & BELL, LTD. 33 W. Monroe St., Suite 2700 Chicago, IL 60603 (312) 372-0770 Firm ID # 06347 #2639331

CERTIFICATE OF SERVICE

I, Garrett L. Boehm, Jr., an attorney, do certify that I caused to be served this 8th day of February, 2011, my Appearance on behalf of Respondent S&S Automotive, Inc., and Notice of Filing, upon persons listed below by placing same in an envelope bearing sufficient postage with the United States Postal Service located at 33 West Monroe Street, Chicago, Illinois 60603.

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