

RECEIVED
CLERK'S OFFICE

FEB 22 2012

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD

February 22, 2012

UNITED CITY OF YORKVILLE, a municipal)
corporation,)
)
Complainant,)
)
v.) PCB 08-96
) (Citizen's Enforcement – Land, Air,
) Water)
HAMMAN FARMS,)
)
Respondent.)

ORIGINAL
RETURN TO CLERK'S OFFICE

HEARING OFFICER ORDER

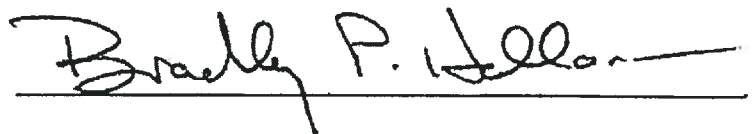
On January 31, 2012, the respondent filed a motion for leave to file a reply to complainant's response to motion for summary judgment. In the respondent's affidavit of service, it is noted that complainant was served via electronic mail on January 31, 2012.

Under the Board's procedural rules at 35 Ill. Adm. Code 101.506 (d), if no response is filed by a party "[w]ithin 14 days after service of a motion", then "the party will be deemed to have waived objection to the granting of the motion: Complainant has not filed a response.

The respondent's motion is granted and its reply is due to be filed on or before March 12, 2012.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on March 8, 2012, at 11:00 a.m. The telephonic conference must be initiated by the complainant, but each party is nonetheless responsible for its own appearance. At the conference the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.



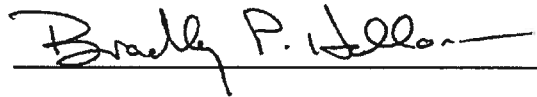
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on February 22, 2012, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on February 22, 2012:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601

A handwritten signature in black ink that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601
312.814.8917

PCB 2008-096
Charles F. Helsten
Hinshaw & Culbertson
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389

PCB 2008-096
Nicola A. Nelson
Hinshaw & Culbertson
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389

PCB 2008-096
Thomas G. Gardiner
Gardiner Koch & Weisberg
53 W. Jackson Blvd., Ste 950
Chicago, IL 60604

PCB 2008-096
Michelle M. LaGrotta
Gardiner Koch & Weisberg
53 W. Jackson Blvd., Ste 950
Chicago, IL 60604

PCB 2008-096
Attn: Mr. Donald J. Hamman
Hamman Farms
6275 Route 71
Oswego, IL 60543

PCB 2008-096
Michael F. Iasparro
Hinshaw & Culbertson
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389