

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

PEOPLE OF THE STATE OF ILLINOIS )  
)  
Complainant, )  
)  
)  
v. )  
)  
PACKAGING PERSONIFIED, INC., an )  
Illinois Corporation )  
Respondent. )

PCB 04-16  
(Enforcement – Air)

 ORIGINAL

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FEB 14 2013  
STATE OF ILLINOIS  
Pollution Control Board

**NOTICE OF FILING**

**TO:**

John Therriault  
State of Illinois  
Illinois Pollution Control Board  
100 W. Randolph Street – Suite 11-500  
Chicago, Illinois 60601

L. Nichole Cunningham  
Assistant Attorney General  
Environmental Bureau  
69 West Washington Street, 18<sup>th</sup> Floor  
Chicago, Illinois 60602

Christopher Grant  
Assistant Attorney General  
Environmental Bureau  
69 West Washington Street, 18<sup>th</sup> Floor  
Chicago, Illinois 60602

**PLEASE TAKE NOTICE** that on **Thursday, February 14, 2013**, we filed the attached **Motion for Leave to File Instanter** attached thereto, via hand delivery with the Clerk of the Illinois Pollution Control Board, copies of which are hereby served upon you.

Respectfully submitted,

PACKAGING PERSONIFIED, INC.

BY:   
One of Its Attorneys

Roy M. Harsch, Esq.  
John A. Simon, Esq.  
Drinker Biddle & Reath LLP  
191 N. Wacker Drive - Suite 3700  
Chicago, Illinois 60606-1698  
(312) 569-1000

**THIS FILING IS SUBMITTED ON RECYCLED PAPER**

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
OF THE STATE OF ILLINOIS**

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	)	
PACKAGING PERSONIFIED, INC., an Illinois Corporation	)	
	)	
Respondent.	)	

**MOTION FOR LEAVE TO FILE INSTANTER**

Now comes Respondent, Packaging Personified, Inc. by Roy M. Harsch, Drinker Biddle & Reath LLP, and moves the Pollution Control Board for Leave to File Instanter, the attached Packaging's Amended Response In Support Of Complainant's Fourth Request To Extend Record Deadline. In support of this Motion for Leave to File Instanter, Respondent states as follows:

1. Respondent filed its Response In Support Of Complainant's Fourth Request To Extend Record Deadline on February 13, 2013.
2. On February 14, 2013 the undersigned became aware that this Response contained a mistake based upon his misunderstanding of federal tax law concerning the nature of Sub S Corporate Tax Returns.
3. The mistake has been recognized and attached is a revised Response that does not reference the personal tax returns of Mr. Dominic Imburgia who is the Respondent's principal owner and officer.

**THIS FILING IS SUBMITTED ON RECYCLED PAPER**

4. The undersigned has acknowledged this mistake to both counsel for Complainant and to the Hearing Officer and the intent to file this Motion for Leave to File Instantly and the amended Response.

WHEREFORE, Respondent respectfully requests the Pollution Control Board to allow the filing of the attached Amended Response In Support Of Complainant's Fourth Request To Extend Record Deadline.

Respectfully submitted,

PACKAGING PERSONIFIED, INC.

By: 

One of Its Attorneys

Roy M. Harsch  
Drinker Biddle & Reath LLP  
191 North Wacker Drive, Suite 3700  
Chicago, Illinois 60606-1698  
(312) 569-1441

**CERTIFICATE OF SERVICE**

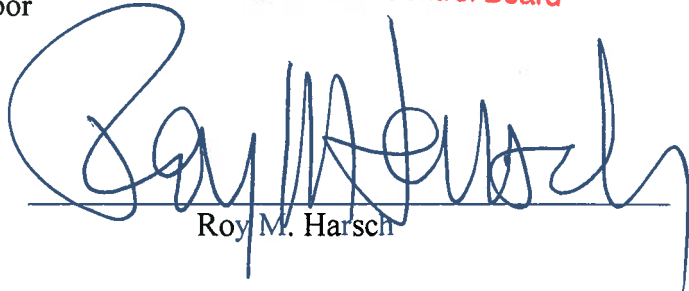
The undersigned certifies that a copy of the foregoing Motion for Leave to File Instanter was filed via hand delivery with the Clerk of the Illinois Pollution Control Board and served upon the parties below by U.S. First Class Mail and electronically on **Thursday, February 14, 2013.**

John Therriault  
State of Illinois  
Illinois Pollution Control Board  
100 W. Randolph Street – Suite 11-500  
Chicago, Illinois 60601

L. Nichole Cunningham  
Assistant Attorney General  
Environmental Bureau  
69 West Washington Street, 18<sup>th</sup> Floor  
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Roy M. Harsch