BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
JOHNS MANVILLE, a Delaware Corporation,	
Complainant,) No. 44.3
v .) No. 14-3
ILLINOIS DEPARTMENT OF TRANSPORTATION,	} }
Respondent.))
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NOTICE OF FILING

To: See Attached Service List

PLEASE TAKE NOTICE that on December 6, 2013, I caused to be filed with the Clerk of the Pollution Control Board of the State of Illinois, Respondent's Motion for Extension of Time to File Respondent's Answer with duplicate service upon all persons on the attached Service List.

Dated: December 6, 2013.

Respectfully submitted,

ILLINOIS DEPARTMENT OF TRANSPORTION,

Respondent,

Bv:

Lance T. Jones

Special Assistant Attorney General

Lance T. Jones, #6188153
Special Assistant Attorney General
Illinois Department of Transportation
Office of Chief Counsel
2300 South Dirksen Parkway, Room 313
Springfield, IL 62764

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Illinois Pollution Control Board, No. 14-3

SERVICE LIST

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Illinois Pollution Control Board Brad Halloran, Hearing Officer James R. Thompson Center 100 W. Randolph, Suite 11-500 Chicago, IL 60601 Brad.Halloran@illinois.gov

Illinois Pollution Control Board John Therriault, Clerk of the Board James R. Thompson Center 100 W. Randolph, Suite 11-500 Chicago, IL 60601 John.Therriault@illinois.gov

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MOTION FOR EXTENSION OF TIME TO FILE RESPONDENT'S ANSWER

On behalf of Respondent, Illinois Department of Transportation, the undersigned moves pursuant to title 35 of the Illinois Administrative Code, Section 101.522, for an extension of time within which to file Respondent's Answer, and states as follows:

- 1. Respondent's Answer to Complainant's complaint is due on December 9, 2013.
- Special Assistant Attorney General Phillip McQuillan has been working on the
 Answer and intended to be able to file it on or before December 9, 2013.
 Unfortunately, Mr. McQuillan has had medical issues and has missed work, including
 December 5, 2013, affecting his ability to finish drafting the Answer.
- During the last status conference, both the Complainant's attorneys and the Administrative Law Judge expressed a willingness to extend the time within which Respondent could file its Answer, if necessary.
- Respondent submits that the interests of justice will be served by an extension of time.
- Accordingly, Respondent requests that it be granted an extension of time to file its Answer up to and including December 23, 2013.

WHEREFORE, Respondent requests that it be granted an extension of time to file its Answer up to and including December 23, 2013.

Respectfully submitted,

ILLINOIS DEPARTMENT OF TRANSPORTION,

Respondent,

3y: _____

Lance T. Jones

Special Assistant Attorney General

Lance T. Jones, #6188153 Special Assistant Attorney General Illinois Department of Transportation Office of Chief Counsel 2300 South Dirksen Parkway, Room 313 Springfield, IL 62764

Phone: 217-782-3215 Fax: 217-524-0823

E-mail: Lance.Jones@illinois.gov

Illinois Pollution Control Board, No. 14-3

CERTIFICATE OF SERVICE

I, Lance T. Jones, herein certify that I have served a copy of the foregoing, Motion for Extension of Time to File Respondent's Answer, upon:

Susan Brice Attorney at Law Bryan Cave LLP 161 North Clark St., Suite 4300 Chicago, IL 60601

Kathrine Hanna Attorney at Law Bryan Cave LLP 161 North Clark St., Suite 4300 Chicago, IL 60601 Illinois Pollution Control Board Brad Halloran, Hearing Officer James R. Thompson Center 100 W. Randolph, Suite 11-500 Chicago, IL 60601

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

By causing to be mailed a true copy thereof at the address referred to above in an envelope, properly addressed, bearing proper first class postage and deposited in the United States mail at Springfield, Illinois on December 6, 2013. In addition, Service has been made by E-mail.

Lanca T. Jacob

Special Assistant Attorney General

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