

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

BROADUS OIL COMPANY,)	
Petitioner,)	
)	PCB 12-124
v.)	(UST Appeal)
)	
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY,)	
Respondent.)	

NOTICE

John T. Therriault
Assistant Clerk
Illinois Pollution Control Board
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601-3218

Robert M. Riffle, Esq.
133A S. Main Street
Morton, IL 61550

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

PLEASE TAKE NOTICE that I have today caused to be filed a MOTION TO EXTEND BRIEFING SCHEDULE with the Illinois Pollution Control Board, a copy of which is served upon you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Dated: July 2, 2014

Respondent,

Scott B. Sievers
Attorney Registration No. 6275924
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

BY:



Scott B. Sievers
Special Assistant Attorney General

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

BROADUS OIL COMPANY,)	
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Petitioner,)	
)	PCB 12-124
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ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY,)	
)	
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MOTION TO EXTEND BRIEFING SCHEDULE

NOW COMES the Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, by and through its attorney, Special Assistant Attorney General Scott B. Sievers, and, pursuant to 35 Ill. Adm. Code 101.502 and 35 Ill. Adm. Code 101.522, hereby moves the Hearing Officer for an extension of the remaining post-hearing briefing schedule. The Respondent states the following in support:

1. Section 101.522 of the Board rules provides that “[t]he Board or hearing officer, for good cause shown on a motion after notice to the opposite party, may extend the time for filing any document or doing any act which is required by these rules to be done within a limited period, either before or after the expiration of time.” 35 Ill. Adm. Code 101.522.

2. Following hearing in this action on April 22, 2014, the Hearing Officer entered a briefing scheduled that provided, in pertinent part, for the Respondent’s brief to be due by July 2, 2014 and for the Petitioner’s reply to be due by July 16, 2014.

3. While counsel for the Respondent has attempted in good faith to complete and file the Respondent’s brief by the July 2, 2014 deadline, his schedule and workload have frustrated his efforts.

4. Consequently, the Respondent moves the Hearing Officer for a one (1) week extension of the deadline for the Respondent to file its post-hearing brief, from July 2, 2014 to July 9, 2014. In turn, the Respondent also moves for a one (1) week extension of the deadline for the Petitioner's reply brief, from July 16, 2014 to July 23, 2014.

5. Counsel for the Respondent has conferred with counsel for the Petitioner, and the Petitioner has no objection to this motion.

WHEREFORE, the Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, prays that the honorable Hearing Officer ALLOW the Respondent's Motion to Extend Briefing Schedule and extend the deadlines for the Respondent's post-hearing brief from July 2, 2014 to July 9, 2014 and for the Petitioner's reply brief from July 16, 2014 to July 23, 2014.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Respondent,

Dated: July 2, 2014

Scott B. Sievers
Attorney Registration No. 6275924
1021 North Grand Avenue East
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(217) 782-5544

BY:



Scott B. Sievers
Special Assistant Attorney General

Broadus Oil Co. v. Illinois Environmental Protection Agency
Pollution Control Board No. 12-124

CERTIFICATE OF SERVICE

Scott B. Sievers, Special Assistant Attorney General, herein certifies that he has served a copy of the foregoing **MOTION TO EXTEND BRIEFING SCHEDULE** upon:

John T. Therriault
Assistant Clerk
Illinois Pollution Control Board
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601-3218

Robert M. Riffle, Esq.
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Morton, IL 61550

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

by mailing true copies thereof to the addresses referred to above in envelopes duly addressed bearing proper first class postage and deposited in the United States mail at Springfield, Illinois, on July 2, 2014.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Dated: July 2, 2014

Scott B. Sievers
Attorney Registration No. 6275924
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

Respondent,

BY:



Scott B. Sievers
Special Assistant Attorney General