

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

CLINTON LANDFILL, INC.,)	
)	
Petitioner,	)	PCB 2015-060
	)	PCB 2015-076
v.	)	PCB 2015-111
	)	PCB 2015-113 (cons.)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,	)	(Permit Appeals)
)	
Respondent.)	

NOTICE OF ELECTRONIC FILING

TO: All Parties of Record


PLEASE TAKE NOTICE that on March 18, 2015, I filed the following documents electronically with the Clerk of the Pollution Control Board of the State of Illinois:

1. Joint Motion to Stay;
2. Waiver of the Decision Deadline to September 30, 2015; and
3. This Notice of Electronic Filing

Copies of the above-listed documents were served upon you in the manner stated in the Certificate of Service attached hereto.

Respectfully submitted,

CLINTON LANDFILL, INC.,
Petitioner

By: 
One of its attorneys

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Janaki Nair, Esq. (jnair@emrslaw.com)
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915-0229

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

CLINTON LANDFILL, INC.,)	
)	
Petitioner,	)	PCB 2015-060
	)	PCB 2015-076
v.	)	PCB 2015-111
	)	PCB 2015-113 (cons.)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,	)	(Permit Appeals)
)	
Respondent.)	

JOINT MOTION TO STAY

NOW COME the Petitioner, CLINTON LANDFILL, INC. (“CLI”), and the Respondent, the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY (the “Agency”), by and through their undersigned attorneys, and as and for their Joint Motion to Stay these consolidated cases, PCB 2015-060, PCB 2015-076, PCB 2015-111, and PCB 2015-113 (cons.), state as follows:

1. These consolidated cases all concern the unilateral modification of Permit No. 2005-070-LF by the Agency on July 31, 2014.
2. CLI and the Agency are conducting settlement negotiations which, if successfully concluded, would most likely result in CLI’s dismissal of these consolidated cases.
3. CLI and the Agency jointly submit that it is in the interest of efficiency and would aid the parties in resolving these matters for the Board to stay the proceedings in these consolidated cases until **April 30, 2015**, at which time, unless the stay is extended by request of the parties, the stay will be lifted.
4. By April 30, 2015, the parties reasonably anticipate that settlement negotiations will most likely have concluded, either successfully or not.

5. CLI has filed a deadline waiver to September 30, 2015, which is more than 120 days after April 30, 2015.

6. If the stay is imposed, the parties ask that the Board nevertheless retains on the docket, the telephonic status conference that is presently set for April 13, 2015, at 2:00 p.m., so that the parties can update the Hearing Officer regarding settlement status in advance of April 30, 2015.

7. CLI and the Agency each reserve the right to seek to lift the stay prior to April 30, 2015.

8. On March 11, 2015, CLI and the Agency filed a Joint Motion to Consolidate in PCB 2015-166, seeking to join PCB 2015-166 with this consolidated case. CLI and the Agency request that the Board (1) rules on the Joint Motion to Consolidate filed in PCB 2015-166, and (2) if the consolidation is granted, that PCB 2015-166 thereafter be stayed along with these consolidated cases.

WHEREFORE, CLI and the Agency jointly request that the Board or the Hearing Officer enter an Order staying the case until **April 30, 2015**, in accordance with the above.

[signature page follows]

Respectfully submitted,


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CLINTON LANDFILL, INC.,
Petitioner

By: 
One of its attorneys

ILLINOIS ENVIRONMENTAL PROTECTION
AGENCY,
Respondent

By: 
One of its attorneys

CERTIFICATE OF SERVICE

The undersigned certifies that on March 18, 2015, the foregoing document will be served upon each party to this case in the following manner:

 X VIA EMAIL ~~with confirmation by United States Mail~~ ONLY

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Hearing Officer Carol Webb
VIA EMAIL ONLY: Carol.Webb@illinois.gov

By: _____


Attorney

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Respondent.)	


WAIVER OF DECISION DEADLINE TO SEPTEMBER 30, 2015

NOW COMES the Petitioner, Clinton Landfill, Inc. ("CLI"), by and through its undersigned attorneys, and as and for its Waiver of the Decision Deadline to September 30, 2015, states as follows:

CLI hereby agrees to waive the decision deadline in this case (*i.e.*, the four above-listed cases that have been consolidated) until **September 30, 2015**.

Respectfully submitted,

CLINTON LANDFILL, INC.,
Petitioner

By: 
One of its attorneys

Brian J. Meginnes, Esq. (bmeginnes@emrslaw.com)
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