

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>JAMES POTTS,</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>v.</b>	)	<b>PCB 16-37</b>
	)	<b>(Public Water Operator Certification)</b>
	)	
<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

**MOTION FOR EXTENSION OF TIME TO FILE ADMINISTRATIVE RECORD**

Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, by and through its attorney, LISA MADIGAN, Attorney General of the State of Illinois, and pursuant to 35 Ill. Adm. Code 105.116, hereby moves for an extension of time to file the Administrative Record in this cause.

In support of this Motion, Respondent states as follows:

1. On June 23, 2015, the Illinois Environmental Protection Agency ("Illinois EPA") issued a final decision to the Petitioner revoking his public water operator certificate of competency.
2. On July 31, 2015, Petitioner filed a Petition for Review of Director's Order Revoking Operator's Certification.
3. On August 3, 2015, Petitioner filed his First Amended Petition for Review of Director's Order Revoking Operator's Certification.
4. In accordance with the Board's procedural requirements set forth in 35 Ill. Adm. Code 105.116, the Illinois EPA's administrative record of the order revoking operator's certification is to be filed with the Board within 30 days after filing of the petition for appeal. In the present case, the Illinois EPA's filing of the administrative record is due on Monday, August 31, 2015.

5. Section 105.116(a) of this Board's rules provides, in pertinent part, that "[i]f the State agency wishes to seek additional time to file the record, it must file a request for extension before the date on which the record is due to be filed." 35 Ill. Adm. Code 105.116(a).

6. Due to the press of other matters, the task of preparing the administrative record of Respondent's order revoking operator's certification cannot be completed in advance of the filing date.

7. The undersigned attorney believes that an additional 30 days will be adequate to allow for the necessary preparation and copying of the administrative record in this cause. An extension of the filing period by this additional time will run the Illinois EPA's filing date to September 30, 2015.

8. Respondent does not believe Petitioner will suffer any hardship or prejudice by the granting of this Motion.

WHEREFORE, for the reasons stated above, the Respondent requests that the Board grant this request for extension of the filing deadline.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS, ex rel. LISA  
MADIGAN, Attorney General,  
State of Illinois

MATTHEW J. DUNN, Chief,  
Environmental Enforcement/Asbestos  
Litigation Division

BY: s/Raymond J. Callery  
Raymond J. Callery, # 6193579  
Assistant Attorney General

**CERTIFICATE OF SERVICE**

Raymond J. Callery, Assistant Attorney General, hereby certifies that has served a copy of the foregoing Motion for Extension of Time upon:

Anthony B. Cameron  
Attorney for Petitioner  
529 Hampshire, Suite 511  
Quincy, IL 62301  
Springfield, IL 62704

by depositing a copy of same in a correctly addressed, prepaid envelope and depositing same in the United States Mail in Springfield, Illinois, on August 27, 2015.

s/Raymond J. Callery  
RAYMOND J. CALLERY  
Assistant Attorney General

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