## ILLINOIS POLLUTION CONTROL BOARD April 4, 2018

JOHNS MANVILLE, a Delaware corporation,	)	
Complainant,	) ) )	
v.	)	PCB 14-3
	)	(Citizens Enforcement)
ILLINOIS DEPARTMENT OF	)	
TRANSPORTATION,	)	
	)	
Respondent.	)	

## **HEARING OFFICER ORDER**

On March 22, 2018, all parties participated in a telephonic status conference with the hearing officer. Commonwealth Edison (ComEd), a non-party and a recipient of discovery subpoenas from the Illinois Department of Transportation (IDOT), also participated. ComEd, as a result of the Board orders of December 21, 2017, and March 22, 2018, will not be participating in any future telephonic status conferences. Complainant Johns Manville (JM) and IDOT did not object.

Discovery schedules were discussed next. On February 8, 2018, both JM and IDOT submitted their respective proposed discovery schedules for consideration. Having reviewed the parties' discovery schedules, the discovery schedule is as follows:

Deadline to complete all fact witness depositions- April 30, 2018

Deadline for JM to submit its expert report(s) – May 30, 2018

Deadline for IDOT to depose JM expert(s) – July 10, 2018

Deadline for IDOT to submit its expert report(s) – August 7, 2018

Deadline for JM to depose IDOT expert(s) – September 7, 2018

Deadline for JM to submit any rebuttal reports - October 2, 2018

Deadline for completion of deposition(s) of JM's rebuttal expert(s) – October 26, 2018

Deadline for parties to file prehearing motions, including motions *in limine* – November 9, 2018

Deadline for parties to file responses to prehearing motions – November 20, 2018

Hearing tentatively scheduled for the week of December 10, 2018

Be advised that the discovery schedule and hearing schedule may have to be revisited due to unforeseen circumstances, including availability of deponents and witnesses.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on April 19, 2018, at 11:30 a.m. The telephonic status conference must be initiated by the complainant, but each party is nonetheless responsible for its own appearance.

IT IS SO ORDERED.

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Bradley P. Halloran Hearing Officer Illinois Pollution Control Board James R. Thompson Center, Suite 11-500 100 W. Randolph Street Chicago, Illinois 60601 312.814.8917 Brad.Halloran@illinois.gov

## CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were e-mailed on April 4, 2018, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was e-mailed to the following on April 4, 2018:

Don Brown Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph St., Ste. 11-500 Chicago, Illinois 60601

Bradly P. 12lon-

Bradley P. Halloran Hearing Officer Illinois Pollution Control Board 100 W. Randolph Street, Suite 11-500 Chicago, Illinois 60601

@ Consents to electronic service

## SERVICE LIST

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