

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)	
LISA MADIGAN, Attorney General of)	
the State of Illinois,)	
)	
Complainant,)	
)	
vs)	PCB No. 05-51
)	(Enforcement-Air)
ENVIRONMENTAL HEALTH AND SAFETY)	
SERVICES, INC., an Illinois corporation)	
)	
Respondent.)	

**MOTION FOR EXTENSION OF TIME TO FILE
AN AMENDED RESPONSE TO REQUEST FOR
ADMISSION OF FACT**

NOW COMES the Respondent, ENVIRONMENTAL HEALTH AND SAFETY SERVICES, INC., an Illinois corporation, by its attorneys, SCHLUETER ECKLUND and for its Motion for Extension of Time to File an Amended Response to Request for Admission of Fact states as follows:

1. On or about March 3, 2006, Respondent filed an Amended Response to Request for Admission of Fact, along with a Response to Motion to Gain Facts Admitted.
2. Throughout much of February, the principal officer of Environmental Health and Safety Services, Inc. was working on projects that took him out of town and he was unable to appear in his counsel's office to execute the pleading until the afternoon of February 28, 2006, which pleading was then generated to the state and the parties March 3, 2006.

3. As the responses to the Request for Admission of Facts did not change, Respondent believes the Complainant was not prejudiced by the delay, and counsel for the Respondent had written to the attorney for Complainant in a letter of February 9, 2006 indicating the Verified Response was forthcoming.

4. While the Complainant objects to this motion, Complainant believes that a favorable decision on this motion will further a just result in this matter.

WHEREFORE, Respondent, ENVIRONMENTAL HEALTH & SAFETY SERVICES, INC., an Illinois corporation, respectfully requests that the Hearing Officer grant this motion and accept the Amended Response to Request for Admission of Facts.

Respectfully submitted,
ENVIRONMENTAL HEALTH AND SAFETY
SERVICES, INC., an Illinois corporation, Respondent

By: SCHLUETER ECKLUND

BRYAN G. SELANDER, One of its attorneys

DATE: March 14, 2006

Bryan G. Selander #316
SCHLUETER ECKLUND
4023 Charles Street
Rockford, IL 61108
(815) 229-5333

CERTIFICATE OF SERVICE

I, BRYAN G. SELANDER, Attorney for Respondent, do certify that I caused to be mailed this 14th day of March, 2006, the foregoing Motion for Extension of Time to File an Amended Response to Request for Admission of Fact to the persons listed on the said NOTICE by first-class mail in a postage prepaid envelope and depositing same with the United States Postal Service located at 5225 Harrison Avenue, Rockford, IL 61125.

It is hereby certified that a true copy of the foregoing Notice was electronically filed with the following on March 14, 2006.

Dorothy M. Gunn
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
Chicago, IL 60601

BRYAN G. SELANDER
Attorney for Respondent
Schlueter Ecklund
4023 Charles Street
Rockford, IL 61108
(815) 229-5333

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NOTICE OF FILING

TO: Katherine M. Hausrath	Bradley P. Halloran
Assistant Attorney General	Hearing Officer
Environmental Bureau	Illinois Pollution Control Board
188 W. Randolph St., 20 th Flr.	James R. Thompson Center, Suite 11-500
Chicago, IL 60601	100 W. Randolph Street
	Chicago, IL 60601

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board a copy of Motion for Extension of Time to File an Amended Response to Request for Admission of Fact, a copy of which is attached and herewith served upon you.

Dated: March 14, 2006.

Respectfully submitted,

RANDY OLDENBERGER d/b/a
ENVIRONMENTAL HEALTH and SAFETY

BY: SCHLUETER ECKLUND

BRYAN G. SELANDER, one of its attorneys