

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)	
)	
PROPOSED AMENDMENTS TO THE)	R06-20
BOARD'S SPECIAL WASTE)	(Rulemaking -Land)
REGULATIONS CONCERNING)	
USED OIL, 35 ILL. ADM. CODE 808,809)	

NOTICE OF FILING

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

William Richardson, Chief Legal Counsel
Office of Legal Counsel
Illinois Dept. of Natural Resources
One Natural Resources Way
Springfield, Illinois 62702-1271

Matthew J. Dunn
Environmental Bureau Chief
Office of the Attorney General
James R. Thompson Center
100 W. Randolph, 12th Floor
Chicago, Illinois 60601

Tim Fox, Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St.
Suite 11-500
Chicago, Illinois 60601

Claire A. Manning
Brown, Hay & Stephens, LLP
700 First Mercantile Bank Building
205 South Fifth St., P.O. Box 2459
Springfield, Illinois 62705-2459

Deirdre K. Himer, Executive Director
Illinois Environmental Regulatory Group
3150 Roland Avenue
Springfield, Illinois 62703

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board a MOTION FOR EXTENSION OF TIME IN WHICH TO FILE COMMENTS a copy of each of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL PROTECTION
AGENCY

By: *Stephanie Flowers*
Stephanie Flowers
Assistant Counsel
Division of Legal Counsel

DATE: 8-4-06
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

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MOTION FOR EXTENSION OF TIME
IN WHICH TO FILE COMMENTS

NOW COMES the Illinois Environmental Protection Agency ("Illinois EPA"), by and through one of its attorneys, Stephanie Flowers, and pursuant to 35 Ill. Adm. Code 101.522, requests that the Hearing Officer for the Illinois Pollution Control Board ("Board") grant the Illinois EPA a one week extension, until August 16, 2006, in which to file its post-hearing comments in the above-captioned matter. In support of its motion, the Illinois EPA states the following:

1. That on July 18,2006, the Hearing Officer for this rulemaking issued an order stating that during the June 29,2006 hearing the parties to this rulemaking, including the Illinois EPA, agreed to a deadline of August 9, 2006 for the filing of post-hearing comments and that the Clerk must receive the comments before the close of business on August 9,2006.

That the Illinois EPA had agreed to the August 9,2006 deadline under the presumption that the transcript would be available by July, 10th, 2006, which would allow sufficient time for review of the outstanding issues in

this matter but the transcript did not become available for review until July 14th, 2006.

3. That because of the delay in receiving the transcript coupled with the conflicting schedules of the legal and technical staff of the Illinois EPA regarding time off and vacation time, there has been insufficient time to both review the transcript and develop adequate post-hearing comments regarding the outstanding issues in this matter by August 9, 2006.

WHEREFORE, the Illinois EPA respectfully requests that the Hearing Officer in this rulemaking grant this motion and agree to allow the Illinois EPA a one week extension, until August 16, 2006, in which to file its post-hearing comments.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: *Stephanie Flowers*
Stephanie Flowers
Assistant Counsel
Division of Legal Counsel

DATE: *8-4-06*
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

STATE OF ILLINOIS)
COUNTY OF SANGAMON)

PROOF OF SERVICE

I, the undersigned, on oath state that I have served the attached MOTION FOR EXTENSION OF TIME IN WHICH TO FILE COMMENTS upon the persons to whom they are directed, by placing a copy of each in an envelope addressed to:

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

William Richardson, Chief Legal Counsel
Office of Legal Counsel
Illinois Dept. of Natural Resources
One Natural Resources Way
Springfield, Illinois 62702-1271

Matthew J. Dunn
Environmental Bureau Chief
Office of the Attorney General
James R. Thompson Center
100 W. Randolph, 12th Floor
Chicago, Illinois 60601

Tim Fox, Hearing Officer
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700 First Mercantile Bank Building
205 South Fifth St., P.O. Box 2459
Springfield, Illinois 62705-2459

Deirdre K. Himer, Executive Director
Illinois Environmental Regulatory Group
3150 Roland Avenue
Springfield, Illinois 62703

and mailing it by First Class Mail from Springfield, Illinois on August 7th, 2006, with sufficient postage affixed

[Handwritten signature]

SUBSCRIBED AND SWORN TO BEFORE ME
This 7th day of August, 2006.'

[Handwritten signature: Brenda Boehner]
Notary Public



Party Name	Role	City & State	Phone/Fax
<u>Office of the Attorney General</u> Interested Party Matthew J. Dunn	188 West Randolph, 20th Floor	Chicago IL 60601	3121814-0660 312/814-2347
<u>IEPA</u> Respondent Stephanie Flowers, Attorney	1021 North Grand Avenue East P.O. Box 19276	Springfield IL 62794-9276	217/782-5544 217/782-9807
<u>Brown, Hay & Stephens LLP</u> Petitioner Claire A. Mannina	700 First Mercantile Bank Building 205 South Fifth St., P.O. Box 2459	Springfield IL 62705-2459	217/544-8491 217/241-3111
<u>Illinois Environmental Regulatory Group</u> Interested Party Deirdre K. Hirner, Executive Director	3150 Roland Avenue	Springfield IL 62703	217/523-4942 217/523-4948
<u>Illinois Pollution Control Board</u> Interested Party Dorothy Gunn, Clerk of the Board Tim Fox, Hearing Officer	100 W. Randolph St. Suite 11-500	Chicago IL 60601	312/814-3620 3121814-3669
<u>Illinois Department of Natural Resources</u> Interested Party William Richardson, Chief Legal Counsel	One Natural Resources Way	Springfield IL 62702-1271	217/782-1809 217/524-9640

Total number of participants: 7