

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

LYONS TOWNSHIP HIGH SCHOOL)
 DISTRICT NO. 204,)
)
 Petitioner,)
)
 vs.)
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

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 SEP 20 2006
 STATE OF ILLINOIS
 Pollution Control Board

PCB 02-165
 (UST Appeal)

MOTION TO RESCHEDULE TELEPHONIC STATUS CONFERENCE

Petitioner Lyons Township High School, by and through its attorneys, Franczek Sullivan P.C., requests that the status hearing of September 20, 2006 at 11:30 a.m. be rescheduled. In support of its motion, Petitioner states the following:

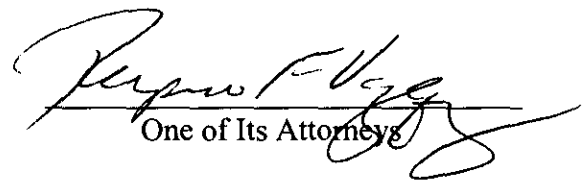
1. This matter was previously scheduled for a status hearing on September 20, 2006 at 11:30 a.m.
2. Petitioner has filed an open waiver of the Hearing Officer's decision.
3. Petitioner's attorney represents the Illinois State Board of Education as a Special Assistant Attorney General on a separate matter in Corey H. v. Board of Education of the City of Chicago, et al., No. 92 v. 3409.
4. On September 11, 2006, Petitioner's attorney received a federal court order to attend a hearing on plaintiffs' motion for limited discovery to be presented on September 20, 2006 at 11:00 a.m. (See attached copy of federal court order).
5. Upon Petitioner attorney's receipt of the federal court order, Petitioner's attorney was only aware of the discovery motion filed against co-defendant Chicago

Board of Education. Petitioner's attorney received plaintiffs' motion for limited discovery on Wednesday, September 13, 2006.

6. Petitioner's attorney was able to resolve plaintiffs' discovery demand; however, the federal court would like all parties to attend since there is a dispute on plaintiffs discovery demand on the co-defendant. Further, the federal court would like a status on the Corey H. matter.

7. Petitioner's attorney has a conflict with the teleconference call at 11:30 a.m. in this matter since he will be in federal court on the Corey H. matter.

For all of the above reasons, Petitioner would like to request that the teleconference call be rescheduled for another date.



One of Its Attorneys

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Dated: September 20, 2006

**UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 2.5
Eastern Division**

Corey H, et al.

Plaintiff,

v.

Case No.:
1:92-cv-03409
Hon. Robert W.
Gettleman

Board of Education of the City of Chicago, et al.

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Monday, September 11, 2006:

MINUTE entry before Judge Robert W. Gettleman :Status hearing held on 9/11/2006. Motion for limited discovery is to be presented on 9/20/2006 at 11:00 A.M. Status hearing set for 10/4/2006 at 10:00 AM.Mailed notice(gds,)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

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ORIGINAL

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that he caused a copy of the foregoing Motion to Reschedule Telephonic Status Conference, to be served upon the persons, via messenger on this 20th day of September 2004:

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SEP 20 2006

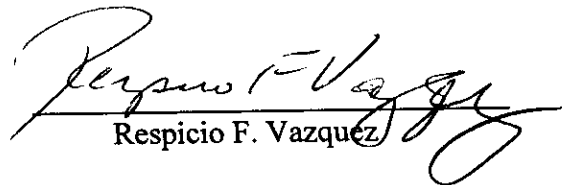
STATE OF ILLINOIS
Pollution Control Board

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