

ILLINOIS POLLUTION CONTROL BOARD
November 6, 2008

KYLE NASH,)	
)	
Complainant,)	
)	
v.)	PCB 07-97
)	(Citizens Enforcement – Noise)
LOUIS JIMENEZ,)	
)	
Respondent.)	

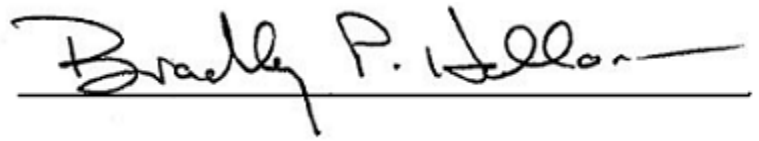
HEARING OFFICER ORDER

On November 6, 2008, all parties participated in a telephonic status conference with the hearing officer. The parties were informed that while on the Board’s agenda, the Board has yet to rule on respondent’s motion to dismiss or the complainant’s amended motion for summary judgment.

The respondent represented that it anticipates that it will file a motion for leave to file a response and a response to complainant’s amended motion for summary judgment filed on July 30, 2008. Complainant orally objected to any extension of time to file respondent’s response. If the respondent does file a motion for leave to file a response, complainant is reminded that she has 14 days from the date of service to file her response to respondent’s motion for leave.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on December 15, 2008, at 11:00 a.m. The telephonic conference must be initiated by the complainant, but each party is nonetheless responsible for its own appearance. At the conference the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.

A handwritten signature in black ink that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

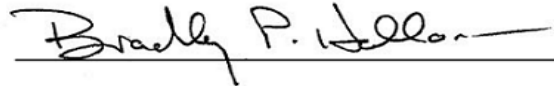
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on November 6, 2008, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on November 6, 2008:

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

A handwritten signature in black ink, reading "Bradley P. Halloran", is written over a horizontal line.

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois

PCB 2007-097
Kyle Nash
1630 W. 33rd Place
Chicago, IL 60608

PCB 2007-097
Louis Jimenez
1628 W. 33rd Place
Chicago, IL 60608-6202

PCB 2007-097
James M. Knox
121 W. Chestnut, #3104
Chicago, IL 60610