

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ATKINSON LANDFILL COMPANY)	
Petitioner)	
)	
v.)	PCB 13-8
)	(Permit Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

NOTICE OF FILING

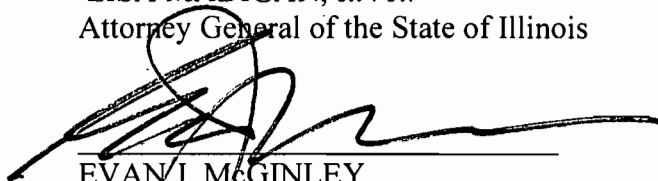
TO: ALL PERSONS NAMED ON THE ATTACHED CERTIFICATE OF SERVICE

Please take note that today March 21, 2013, I filed with the Clerk of the Illinois Pollution Control Board Respondent's Motion to Extend Briefing Schedule in the above referenced matter, a copy of which is attached hereto and which is hereby served upon you.

Respectfully Submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

LISA MADIGAN, *ex rel.*
Attorney General of the State of Illinois



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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ATKINSON LANDFILL COMPANY)	
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MOTION TO EXTEND BRIEFING SCHEDULE

NOW COMES, Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, *ex rel.* Lisa Madigan, Attorney General of the State of Illinois, and moves the Pollution Control Board (“Board”) for an order extending the deadline for Respondent to file its Motion for Summary Judgment and its Response to Petitioner’s previously-filed Motion for Summary Judgment and for Petitioner to file its response to Respondent’s Motion for Summary Judgment.

1. On March 4, 2013, the hearing officer assigned to this matter issued an order setting a filing deadline of March 29, 2013, by which date Respondent is to file its Motion for Summary Judgment and Response to Petitioner’s Motion for Summary Judgment.

2. The Respondent’s counsel will be out on vacation and out of town on March 29, 2013, and will not be returning to work until April 1, 2013.

3. On March 20, 2013, Respondent’s counsel spoke with Petitioner’s counsel and explained that he would be out of town on vacation on the date that Respondent’s motion and response are currently due and requested a brief extension of the filing deadline from March 29, 2013, to April 3, 2013. Petitioner’s counsel stated that he had no objection to this extension.

4. Petitioner will not be prejudiced by the granting of this extension and the parties’

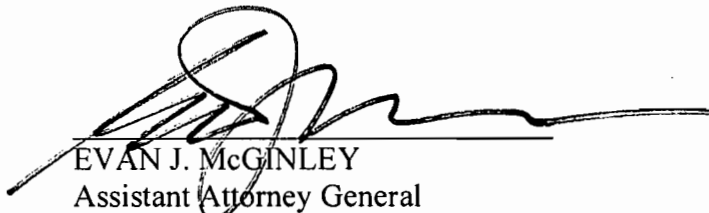
respective Motions for Summary Judgment should be fully briefed by the date of the next status conference in this permit appeal, which is currently scheduled for April 18, 2013.

WHEREFORE, Respondent respectfully requests that the Board:

1. Extend the deadline for Respondent to file its Motion for Summary Judgment from March 29, 2013 until April 3, 2013;
2. Extend the deadline for Petitioner to file its Response to Respondent's Motion for Summary Judgment from April 15, 2013 to April 18, 2013; and
3. Grant such other relief as may be warranted.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY



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CERTIFICATE OF SERVICE

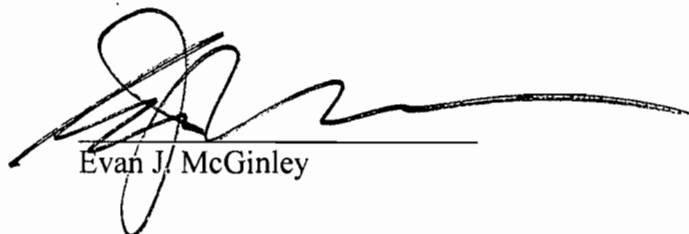
I, EVAN J. MCGINLEY, do hereby certify that, on March 21, 2013, I caused to be served on the individuals listed below, by first class mail, a true and correct copy of my Respondent's

Motion to Extend Briefing Schedule on:

John Therriault, Assistant Clerk
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