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MAR 05 2015

STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD

March 5, 2015

JOHNS MANVILLE, a Delaware corporation, )  
)  
Complainant, )  
)  
v. ) PCB 14-3  
) (Citizens Enforcement)  
ILLINOIS DEPARTMENT OF )  
TRANSPORTATION, )  
)  
Respondent. )



ORIGINAL

**HEARING OFFICER ORDER**

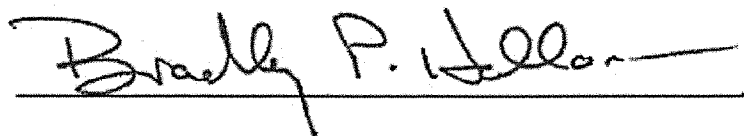
On February 18, 2015, the complainant filed a "Motion to Extend the Fact Discovery Deadline for a Limited Purpose". (Mot.). The complainant states that respondent has been tardy in serving the requested archived emails in its possession and it needs additional time to review the archived emails when received and may need to take additional depositions or proceed with follow-up discovery. Mot. at 1-2. Finally, the complainant prays that an order is issued "requiring IDOT to produce the archived emails by no later than March 6, 2015 and extending the fact discovery deadline up to and including April 6, 2015 for the limited purpose that JM may take any necessary discovery..."). Mot. at 2.

On March 3, 2015, the respondent filed a response objecting to the Motion to the extent that should the Motion be granted, the fact discovery extension be applicable to both parties. The respondent did not respond to complainant's request that the archived emails be produced by March 6, 2015.

After review of the Complainant's motion and respondent's response, completion of fact discovery is now on or before April 6, 2015. Further, the respondent is directed to serve the archived emails on or before March 6, 2015.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on March 19, 2015, at 11:30 a.m. The telephonic status 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" with a long horizontal flourish extending to the right. The signature is positioned above a solid horizontal line.

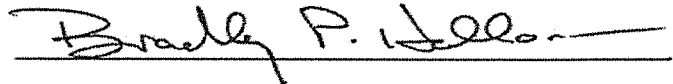
Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 W. Randolph Street  
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312.814.8917  
**Brad.Halloran@illinois.gov**

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on March 5, 2015, 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 March 5, 2015:

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



Bradley P. Halloran  
 Hearing Officer  
 Illinois Pollution Control Board  
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