

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PRARIE RIVERS NETWORK,)
NATURAL RESOURCES DEFENSE)
COUNCIL, SIERRA CLUB,)
ENVIRONMENTAL LAW & POLICY)
CENTER, FRIENDS OF CHICAGO)
RIVER, and GULF RESTORATION)
NETWROK,)

Petitioner,)

v.)

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY, and)
METROPOLITAN WATER RECLAMATION)
DISTRICT OF GREATER CHICAGO,)

Respondent.)

PCB No. 14-106, 107, and 108
(Third Party NPDES Appeal-Water)

To: See attached service list.

NOTICE OF ELECTRONIC FILING

PLEASE TAKE NOTICE that on the 23rd day of January, 2015, the undersigned filed the attached **Motion for Extension of Time to Respond to Petitioners' Motion for Reconsideration to February 18, 2015**, by electronic filing.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By LISA MADIGAN
Attorney General of the, State of Illinois



Robert W. Petti
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SERVICE LIST

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METROPOLITAN WATER RECLAMATION DISTRICT

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Respondent.)

**MOTION FOR EXTENSION OF TIME TO RESPOND TO PETITIONER'S MOTION
FOR RECONSIDERATION TO FEBRUARY 18, 2015**

NOW COMES the Respondent, the Illinois Environmental Protection Agency ("Illinois EPA"), by and through its attorneys and pursuant to Section 101.522 of the Illinois Pollution Control Board ("Board") Regulations, 35 Ill. Adm. Code Sections 101.522, requests that the Board extend the deadline for filing a Response to the Petitioners' Motion for Reconsideration for fourteen (14) days until February 18, 2015. In support of its Motion Respondent states as follows:

1. Petitioner filed its Motion for Reconsideration on January 21, 2015. In accord with Section 101.520 of the Board Procedural Rules, a response to the Motion for Reconsideration is due February 4, 2015.

2. Section 101.522 of the Board Procedural Rules allows the Board or Hearing officer, for good cause shown, to extend the time for filing any document or doing any act required by the Procedural Rules, 35 Ill. Adm. Code 101.522.

3. Initial review of the Motion for Reconsideration reveals that most of the issues

previously addressed by the Petitioners are re-raised in some form in the Motion for Reconsideration.

Given the technical nature of the arguments brought before the Board in this matter, and the volume of documents that may need further consideration contained in the Administrative Record (in excess of 5000 pages) the Respondents believe good cause exists for the requested fourteen day extension of time to file their Response.

4. Further, counsel for the Illinois EPA has conferred with counsel for the Metropolitan Water Reclamation District ("MWRD") on the contents of this Motion and the request for extension of time. Counsel for MWRD is in agreement that, for the reasons above, good cause exists from the requested fourteen day extension of time to file a Response.

4. Finally, the undersigned attempted to contact counsel for the Petitioners on the morning of January 23, 2015, and left a voice mail message with counsel. At the time of filing that call had not been returned.

WHEREFORE, Respondent, Illinois Environmental Protection Agency, respectfully requests that the Board grant its request and extend the deadline to file a Response to the Petitioners' Motion for Reconsideration for fourteen (14) days until February 18, 2015.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: 

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(312) 814-2069

CERTIFICATE OF SERVICE

I, Robert W. Petti, an Assistant Attorney General, certify that on the 23rd day of January, 2015, I caused to be served by U.S. Mail, the foregoing Notice of Filing, and Motion for Extension of Time to Respond to Petitioners' Motion for Reconsideration to February 18, 2015, to the parties named on the Notice of Filing, by depositing same in postage prepaid envelopes with the United States Postal Service located at 100 West Randolph Street, Chicago, Illinois 60601.



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