

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)
)
Complainant,)
)
v.) PCB 15-112
) (Enforcement - Air)
INCOBRASA INDUSTRIES, LTD.,)
an Illinois corporation,)
)
Respondent.)

NOTICE OF FILING

TO: Mr. John Therriault Clerk of the Board
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601
(VIA ELECTRONIC MAIL)

Carol Webb, Esq.
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
Post Office Box 19274
Springfield, Illinois 62794-9274
(VIA ELECTRONIC MAIL)

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board INCOBRASA INDUSTRIES, LTD.'s **MOTION FOR EXTENSION OF TIME TO FILE AN ANSWER**, a copy of which is herewith served upon you.

Respectfully submitted,

INCOBRASA INDUSTRIES, LTD.,
Respondent,

Dated: October 16, 2015

By: /s/ N. LaDonna Driver
One of Its Attorneys

N. LaDonna Driver
Matthew C. Read
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900

CERTIFICATE OF SERVICE

I, N. LaDonna Driver, the undersigned, hereby certify that I have served the attached

MOTION FOR EXTENSION OF TIME TO FILE AN ANSWER upon:

Mr. John Therriault
Clerk of the Board
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

Carol Webb, Esq.
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
Post Office Box 19274
Springfield, Illinois 62794-9274

Ryan G. Rudich, Esq.
Assistant Attorney General
Office of the Attorney General
69 West Washington Street, Suite 1800
Chicago, Illinois 60602

via electronic mail on October 16, 2015.

/s/ N. LaDonna Driver
N. LaDonna Driver

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MOTION FOR EXTENSION OF TIME TO FILE AN ANSWER

NOW COMES Respondent, INCOBRASA INDUSTRIES, LTD. (hereinafter "Incobrasa"), by and through its attorneys, HODGE DWYER & DRIVER and hereby moves the Hearing Officer or Illinois Pollution Control Board ("Board") in this matter to enter an Order granting Respondent, Incobrasa, until November 11, 2015, to file its Answer. In support of this Motion, Incobrasa states as follows:

1. "The Board or hearing officer, for good cause shown on a motion after notice to the opposite party, may extend the time for filing any document or doing any act which is required by these rules to be done within a limited period, either before or after the expiration of time." 35 Ill. Admin. Code § 101.522.
2. The current deadline for filing an Answer to the Amended Complaint is October 21, 2015.
3. Incobrasa has engaged in settlement discussions with the Complainant in an effort to resolve this matter. Incobrasa requests until November 11, 2015, to file its Answer to allow the parties to continue settlement discussions and attempt to reach a resolution in this matter.
4. By resolving this matter through settlement, the parties would preserve valuable Board resources.

5. Incobrasa has conferred with the Complainant regarding the filing of this Motion for Extension of Time to File an Answer, and Complainant has agreed to an extension of time to file an Answer in this matter.

6. For the reasons stated above, good cause exists under 35 Ill. Admin. Code § 101.522 to grant the extension of time requested by Incobrasa to file an Answer.

WHEREFORE, Respondent, INCOBRASA INDUSTRIES, LTD., respectfully moves the Hearing Officer or Board to grant its Motion for Extension of Time to File an Answer and extend the answer deadline until November 11, 2015.

Respectfully submitted,

INCOBRASA INDUSTRIES, LTD.,
Respondent,

By: /s/ N. LaDonna Driver
N. LaDonna Driver

Dated: October 16, 2015

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Matthew C. Read
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