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DEC 29 2003

STATE OF ILLINOIS  
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

GINA PATTERMANN

Complainant,

v.

BOUGHTON TRUCKING AND MATERIALS,  
INC.

Respondent.

PCB 99-187

(Citizen Enforcement,  
Noise & Air)

NOTICE OF FILING

To: See Attached Certificate of Service

PLEASE TAKE NOTICE that on the 29<sup>th</sup> day of December, 2003, the undersigned caused to be filed with the Office of the Clerk of the Pollution Control Board the COMPLAINANT'S MOTION FOR LEAVE TO FILE RESPONSE MEMORANDUM INSTANTER, a copy of which is herewith served upon you.

THE JEFF DIVER GROUP, L.L.C.



By: \_\_\_\_\_

Michael S. Blazer  
Carrie I. Araujo  
THE JEFF DIVER GROUP, L.L.C.  
1749 S. Naperville Road, Suite #102  
Wheaton, IL 60187  
(630) 681-2530

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## DEC 29 2003

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V.

PCB 99-187 *Pollution Control Board*

(Citizen Enforcement,  
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Respondent.

THIS FILING SUBMITTED ON RECYCLED PAPER

advised that her sister was being hospitalized the next day, December 14, for kidney and pancreas transplant surgery. Because of this and resultant family obligations, neither Mr. nor Mrs. Blazer returned to work full time until December 22.

3. Although Pattermann's counsel made every effort to file the Response Memorandum in a timely fashion, the above events and the subsequent Christmas holiday rendered this effort impossible. The Response Memorandum has now been completed and is being tendered concurrently with this Motion.

4. Pattermann has not previously sought an extension of time in connection with this briefing schedule and Boughton would not be prejudiced in any way by the allowance of the instant Motion. Based on the foregoing, Pattermann asks this Board to grant her leave to file her Response Memorandum instantaner.

Respectfully submitted,  
Gina Pattermann



By: \_\_\_\_\_  
One of her attorneys

Michael S. Blazer  
Matthew E. Cohn  
The Jeff Diver Group, L.L.C.  
1749 S. Naperville Road  
Suite 102  
Wheaton, IL 60187  
630-681-2530

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that he caused the above and foregoing Notice of Filing and COMPLAINANT'S MOTION FOR LEAVE TO FILE RESPONSE MEMORANDUM INSTANTER, all on behalf of the Complainant, to be served via facsimile transmission upon the following:

Mark R. Ter Molen  
Patricia F. Sharkey  
Kevin G. Deshamais  
Mayer, Brown, Rowe & Maw  
190 S. LaSalle Street  
Chicago, IL 60603  
Fax No. (312) 706-9113

on this 29<sup>th</sup> day of December, 2003.

THE JEFF DIVER GROUP, L.L.C.

A handwritten signature in black ink, appearing to read 'Michael S. Blazer', written over a horizontal line.

By: \_\_\_\_\_  
Michael S. Blazer