

ILLINOIS POLLUTION CONTROL BOARD

In The Matter Of:

COMMONWEALTH EDISON CO.,

Complainant,

v.

**FREDERICK K. SLAYTON and ANN
VOLE SLAYTON, and CIONI
EXCAVATING, INC.**

Respondents.

**PCB 2012-50
(Citizens Enforcement – Land)**

NOTICE OF FILING

To: Office of the Clerk of the Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the “Complainant Commonwealth Edison Co.’s Motion for Extension of Schedule,” a copy of which is herewith served upon you.

Dated: August 20, 2013

Commonwealth Edison Co.

BY: William G. Dickett

Alan P. Bielawski
William G. Dickett
Katharine B. Falahee
Sidley Austin LLP
1 South Dearborn Street
Chicago, IL 60603

Counsel for Commonwealth Edison Co.

ILLINOIS POLLUTION CONTROL BOARD

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COMMONWEALTH EDISON CO.,)
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Complainant,)
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v.)
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)
Respondents.)

**PCB 2012-50
(Citizens Enforcement – Land)**

**COMPLAINANT COMMONWEALTH EDISON CO.'S
MOTION FOR EXTENSION OF SCHEDULE**


Complainant, Commonwealth Edison Co. ("Com Ed"), by and through its undersigned attorneys, Sidley Austin LLP, hereby moves to extend the scheduling dates in this matter by five months. In support of this motion, Com Ed states as follows:

1. The current schedule, as set forth in the May 9, 2013 Hearing Officer Order, is as follows: (i) deadline for all parties to file motions to add other parties to the proceeding is August 21, 2013; (ii) discovery, including document requests, interrogatories, requests to admit, depositions and subpoenas, is to be concluded on or before September 25, 2013.
2. On the telephonic status conference today, Com Ed informed the Hearing Officer that for efficiency reasons for all parties, the schedule should be revised to conform to the discovery schedule in the companion state case.
3. In addition, as Com Ed has noted during prior status conferences, Com Ed deferred discovery last year as a courtesy to Respondents, pending receipt of a settlement offer from Respondent Frederick Slayton.
4. Com Ed, therefore, requests that the schedule in this matter be extended by five months to promote discovery efficiency between this Board case and the companion state case. Com Ed has not discussed this request with Respondents, but has no objection if they would like to file a response to this motion.

For the foregoing reasons, Com Ed hereby moves to extend the schedule in this matter by five months, resulting in the following new schedule: (i) Deadline for all parties to file motions to add other parties to the proceeding is January 21, 2014; and (ii) Discovery, including document requests, interrogatories, requests to admit, depositions and subpoenas, is to be concluded on or before February 25, 2014.

Respectfully submitted,

Commonwealth Edison Co.

BY: 

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Dated: August 20, 2013

Counsel for Commonwealth Edison Co.

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing motion were mailed, on August 20, 2013, to each of the persons on the attached service list.



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SERVICE LIST

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