

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PROTECT WEST CHICAGO,)

Petitioner,)

v.)

CITY OF WEST CHICAGO, WEST)

CHICAGO CITY COUNCIL, and)

LAKESHORE RECYCLING SYSTEMS,)

LLC,)

Respondents)

PEOPLE OPPOSING DUPAGE)

ENVIRONMENTAL RACISM,)

Petitioner,)

v.)

CITY OF WEST CHICAGO and)

LAKESHORE RECYCLING SYSTEMS,)

Respondents.)

PCB No: 2023-107
(Pollution Control Facility Siting Appeal)

PCB No: 2023-109
(Third-Party Pollution Control Facility
Siting Appeal)

NOTICE OF FILING

To: **See Attached Service List**

PLEASE TAKE NOTICE that on April 14, 2023, Protect West Chicago electronically filed with the Illinois Pollution Control Board, 60 E. Van Buren Street, Suite 630, Chicago, IL 60605, an original of the attached: **PROTECT WEST CHICAGO'S MOTION FOR LEAVE TO FILE ITS RESPONSE TO MOTION TO STRIKE NO LATER THAN MAY 12, 2023** a copy of which are attached and served upon you.

Dated: April 19, 2023

Respectfully Submitted,



Ricardo Meza
Attorney for Protect West Chicago

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CERTIFICATE OF SERVICE

I, Ricardo Meza, an attorney, certify that I have served the attached: **PROTECT WEST CHICAGO'S MOTION FOR LEAVE TO FILE ITS RESPONSE TO MOTION TO STRIKE NO LATER THAN MAY 12, 2023**, on the below-named parties (Service List) by delivering the document to them via electronic mail on April 19, 2023.



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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PROTECT WEST CHICAGO,)	
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v.)	PCB No: <u>PCB 2023-107</u>
)	(Pollution Control Facility Siting Appeal)
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CHICAGO CITY COUNCIL, and)	
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**PROTECT WEST CHICAGO’S MOTION FOR LEAVE TO FILE ITS RESPONSE
TO MOTION TO STRIKE NO LATER THAN MAY 12, 2023**

NOW COMES the Petitioner, Protect West Chicago, (“PWC”), by and through its attorney, Meza Law, and hereby files its Motion for Leave to File Its Response to Motion to Strike no Later than May 12, 2023. In support hereof, PWC states as follows:

- 1) On March 28, 2023, PWC filed its initial Petition pursuant to Section 40.1 of the Illinois Environmental Protection Act, 415 ILCS 5/401.1 (“Act”), in accordance with Sections 107.200 through 107.208 of the PCB procedural rules, 35 Ill Admin. Code §§ 107.200-208.
- 2) On April 6, 2023, the Illinois Pollution Control Board issued an Order accepting PWC’s petition for hearing.

3) On April 14, 2023, Lakeshore Recycling Systems, LLC filed a Motion to Strike the Illinois Pollution Control Board's April 6, 2023 Order.

4) Pursuant to the 35 Ill Admin Code §101.400(d) a party may file a response to a Motion within 14 days after service of a motion on a party. Thus, the Response of PWC is currently due on April 28, 2023.

5) Pursuant to 35 Ill Admin Code §101.400(d), a party may request additional time to respond by filing a motion for an extension of time prior to the time the response period expires. As of this writing, the response period has not expired.

6) PWC seeks an additional fourteen days or until May 12, 2023 to file its response to the Motion to Strike as undersigned counsel will be on personal leave from April 26 through April 30, 2023.

7) WHEREFORE, PWC respectfully requests the PCB to enter an Order allowing PWC to file its Response to the Motion to Strike no later than May 12, 2023 and provide such other and further relief as the Board deems appropriate.

Dated: April 19, 2023

Respectfully Submitted,



Ricardo Meza
Attorney for Protect West Chicago

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