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MAR 1 5 2004

## BEFORE THE ILLINOIS POLLUTION CONTROL BOARD STATE OF ILLINOIS Pollution Control Board

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# DES PLAINES RIVER WATERSHED ALLIANCE, LIVABLE COMMUNITIES ALLIANCE, PRAIRIE RIVERS NETWORK, and SIEERA CLUB,

Petitioners,

v.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY and VILLAGE OF NEW LENOX,

Respondents.

# **NOTICE OF FILING**

Dorothy Gunn, Clerk Illinois Pollution Control Board James R. Thompson Center, Suite 11-500 100 West Randolph Street Chicago, IL 60601 Albert F. Ettinger Senior Staff Attorney Environmental Law & Policy Center 35 East Wacker Drive, Suite 1300 Chicago, IL 60601

Bradley P. Halloran Illinois Pollution Control Board James R. Thompson Center, Suite 11-500 100 West Randolph Street Chicago, IL 60601 Roy M. Harsch Sheila H. Deely Gardner Carton & Douglas LLP 191 N. Wacker Drive- Suite 3700 Chicago, Illinois 60606-1698

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board, a **<u>PROPOSED DISCOVERY SCHEDULE</u>** of the Illinois Environmental Protection Agency, a copy of which is herewith served upon you.

#### ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By:

Sanjay K. Sofat Assistant Counsel Division of Legal Counsel

Dated: March 11, 2004 Illinois Environmental Protection Agency 1021 North Grand Avenue East Springfield, Illinois 62794-9276 (217) 782-5544

#### THIS FILING PRINTED ON RECYCLED PAPER

PCB 04-88 (NPDES Permit Appeal)

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# BEFORE THE ILLINOIS POLLUTION CONTROL MODARD2004

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STATE OF ILLINOIS Pollution Control Board

# DES PLAINES RIVER WATERSHED ALLIANCE, LIVABLE COMMUNITIES ALLIANCE, PRAIRIE RIVERS NETWORK, and SIEERA CLUB,

Petitioners,

v.

# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY and VILLAGE OF NEW LENOX,

PCB 04-88 (NPDES Permit Appeal)

Respondents.

#### PROPOSED DISCOVERY SCHEDULE

Pursuant to the Hearing Officer's order, dated March 2, 2004, the Illinois Environmental

Protection Agency ("Illinois EPA") hereby submits the following proposed discovery schedule:

- 1. Submission of written discovery request to parties involved by May 25, 2004.
- 2. Responses to written discovery by June 25, 2004.
- 3. Notification to deposition witnesses by August 25, 2004.
- 4. Completion of depositions by November 9, 2004.
- 5. Completion and submission of request to admit by December 9, 2004.
- 6. Responses to request to admit by January 10, 2005.
- 7. The Illinois Pollution Control Board hearing by March 10, 2005.

Respectfully Submitted,

ILLINOIS ENVIRONMENTALPROTECTION AGENCY

By:\_

Sanjay K. Sofat Assistant Counsel Division of Legal Counsel

DATED: March 11, 2004 Illinois Environmental Protection Agency 1021 North Grand Avenue East P.O. Box 19276 Springfield, Illinois 62794-9276 (217) 782-5544

#### THIS FILING PRINTED ON RECYCLED PAPER

# **STATE OF ILLINOIS**

## **COUNTY OF SANGAMON**

SS

#### PROOF OF SERVICE

I, the undersigned, on oath state that I have served the attached **<u>PROPOSED DISCOVERY</u>** <u>SCHEDULE</u> upon the person to whom it is directed, by placing a copy in an envelope addressed to:

> Dorothy Gunn, Clerk Pollution Control Board 100 West Randolph Street Suite 11-500 Chicago, Illinois 60601

Bradley P. Halloran Illinois Pollution Control Board James R. Thompson Center 100 West Randolph Street, Suite 11-500 Chicago, Illinois 60601

#### (FIRST CLASS MAIL)

Albert F. Ettinger Senior Staff Attorney Environmental Law & Policy Center 35 East Wacker Drive, Suite 1300 Chicago, IL 60601

#### (FIRST CLASS MAIL)

Roy M. Harsch Sheila Deely Gardner Carton & Douglas LLP 191 N. Wacker Drive, Suite 3700 Chicago, Illinois 60606-1698

# (FIRST CLASS MAIL)

#### (FIRST CLASS MAIL)

and mailing it from Springfield, Illinois on March 11, 2004, with sufficient postage affixed as indicated above.

Nancy Lamport

#### SUBSCRIBED AND SWORN TO BEFORE ME

| this day of M | arch 11, 2004. |      |
|---------------|----------------|------|
| C. Il         | ia R. W        | all. |
| Lanno         |                |      |
| $\mathcal{A}$ | Notary Public  |      |

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|    | CYNTHIA L. WOLFE 🔅  |
| ÷. | NOTARY PUBLIC, STATE OF ILLINOIS 💲  |
| ÷. | CYNTHIA L. WOLFE<br>NOTARY PUBLIC, STATE OF ILLINOIS<br>MY COMMISSION EXPIRES 3-20-2007 |