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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

STATE OF ILLINOIS
Pollution Control Board

The CITY OF CHICAGO,
an Illinois municipal corporation,

Complainant,

v.

PCB 04-29

PUREX INDUSTRIES, INC.,
a Delaware corporation,
FEDERAL CHICAGO CORP.,
an Illinois corporation, and
FEDERAL DIE CASTING CO.,
an Illinois corporation,
RAYMOND E. CROSS, an individual,

Respondents.

(Enforcement-Land, Citizens)

NOTICE OF FILING

To: See attached service list

PLEASE TAKE NOTICE that I shall today file with the Office of the Clerk of the Pollution Control Board the City of Chicago's "Unopposed Motion to Hearing Officer to Extend Time For Respondents to Answer," a copy of which is herewith served upon you.

Dated: November 6, 2003

THE CITY OF CHICAGO

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Rosemary Krimbel
Charles A. King
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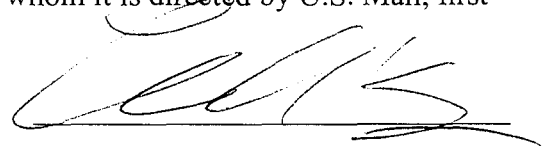
Mara S. Georges
Corporation Counsel

By:


Assistant Corporation Counsel

CERTIFICATE OF SERVICE

I, Charles A. King, an attorney, certify that I caused copies of this notice and the document referenced herein to be served on the parties to whom it is directed by U.S. Mail, first class postage prepaid, on November 6, 2003.



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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

The CITY OF CHICAGO,)	
an Illinois municipal corporation,)	
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Complainant,)	
)	
v.)	PCB 04-29
)	
PUREX INDUSTRIES, INC.,)	(Enforcement—Land, Citizens)
a Delaware corporation,)	
FEDERAL CHICAGO CORP.,)	
an Illinois corporation, and)	
FEDERAL DIE CASTING CO.,)	
an Illinois corporation,)	
RAYMOND E. CROSS, an individual,)	
)	
Respondents.)	

STATE OF ILLINOIS
Pollution Control Board

UNOPPOSED MOTION TO HEARING OFFICER
TO EXTEND TIME FOR RESPONDENTS TO ANSWER

Petitioner, the City of Chicago ("City"), by its attorney, Mara S. Georges, Corporation Counsel, by this motion requests that the hearing officer extend the time for the respondents in this action to answer the City's complaint, pursuant to 35 Ill. Adm. Code 101.522. In support of its motion the City states:

1. The respondents in this case were served with the complaint on September 8, 2003. Accordingly, under 35 Ill. Adm. Code 103.204(d), the time within which they may file answers to the complaint ends on November 7, 2003.
2. The parties to this case and 2222 Elston LLC v. Purex Industries, Inc., et al., PCB 03-55, are in negotiation toward a global settlement of both cases, and hope to reach an agreement in the near future.
3. If the cases are settled, any response to the City's complaint by the respondents

will be moot. It would thus be a needless expenditure of resources by the respondents to prepare responses to the City's complaint. The City believes that at present the respondents' resources are better directed towards concluding a settlement.

4. To foster settlement of these cases, the City requests that the hearing officer enter an order pursuant to 35 Ill. Adm. Code 101.522 extending the time within which the respondents may respond to the City's complaint to and including December 5, 2003.

5. No other party to this case opposes the requested relief.

WHEREFORE, the City requests that the hearing officer enter an order extending the time within which the respondents may respond to the City's complaint to and including December 5, 2003.

Respectfully submitted,

THE CITY OF CHICAGO

Mara S. Georges
Corporation Counsel

By:


Assistant Corporation Counsel

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