

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB No. 13-72
)	(Water - Enforcement)
PETCO PETROLEUM CORPORATION,)	
an Indiana corporation,)	
)	
Respondent.)	

NOTICE OF FILING

To: *See Service List*

PLEASE TAKE NOTICE that on the 3rd day of March, 2023, the attached Complainant's Motion for an Extension of Time was filed with the Illinois Pollution Control Board, with a true and correct copy attached hereto and which is hereby served upon you.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS,
KWAME RAOUL, Attorney General
of the State of Illinois

/s/ Natalie Long
NATALIE A. LONG #6309569
KEVIN BARNAI, #6329422
Assistant Attorneys General
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Dated: March 3, 2023

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)	
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Complainant,)	
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v.)	PCB No. 13-72
)	(Water - Enforcement)
PETCO PETROLEUM CORPORATION,)	
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COMPLAINANT’S MOTION FOR AN EXTENSION OF TIME

NOW COMES COMPLAINANT, People of the State of Illinois, by KWAME RAOUL, Attorney General of the State of Illinois, by and through its undersigned counsel pursuant to Section 101.522 of the Illinois Pollution Control Board Regulations, 35 Ill. Adm. Code 101.522, and hereby submits this Motion for an Extension of Time, and in support thereof states as follows:

1. On August 31, 2022, Complainant filed a Motion for Leave to File First Amended Complaint (“Amended Complaint”) before the Illinois Pollution Control Board (“Board”).
2. On October 20, 2022, the Board granted Complainant’s Motion and accepted the Amended Complaint for hearing.
3. On January 18, 2023, Respondent served its Motion to Dismiss Counts 62 through 73 of the First Amended Complaint (“Motion to Dismiss”) and Petco Petroleum’s Answer, Affirmative and Additional Defenses to the First Amended Complaint (“Answer and Defenses”).
4. On January 31, 2023, Complainant filed a Motion for Extension of Time for Complainant to Respond to Respondent’s Motion to Dismiss Counts 62 through 73 of the First Amended Complaint and Respondent’s Affirmative and Additional Defenses, requesting an extension of time to file any response to Respondent’s Motion to Dismiss and any response or motion to Respondent’s Answer and Defenses, for a filing deadline of Friday, March, 3, 2023.

5. On February 1, 2023, the Board granted Complainant's Motion for Extension of Time, setting a filing deadline of Friday, March 3, 2023.

6. Complainant has prepared Complainant's Reply to Respondent's Answer to the First Amended Complaint ("Reply"); a Response in Opposition to Respondent's Motion to Dismiss Counts 62 through 73 of the First Amended Complaint ("Response in Opposition"); and Complainant's Motion to Strike Respondent's Affirmative and Additional Defenses to the First Amended Complaint ("Motion to Strike").

7. Complainant respectfully requests that the Board allow an additional seven (7) days in which to file its Reply to Respondent's Answer so as to identify the appropriate personnel to sign the Verification in support of its Reply. Complainant further requests the same filing deadline be set for Complainant's Response in Opposition and Motion to Strike, so as to set a uniform filing deadline of Friday, March 10, 2023.

8. Counsel for the Parties have conferred regarding Complainant's request for an extension, and Respondent does not object to Complainant's request.

WHEREFORE, Complainant, People of the State of Illinois, by KWAME RAOUL, Attorney General of the State of Illinois, respectfully requests that the Hearing Officer and Board grant Complainant's Motion for Extension of Time, and enter an Order providing Complainant an additional seven (7) days in which to file its Reply, Response in Opposition, and Motion to Strike, for a filing deadline of Friday, March 10, 2023.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS,
KWAME RAOUL, Attorney General
of the State of Illinois

By: /s/Natalie Long
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Date: March 3, 2023

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CERTIFICATE OF SERVICE

I, Natalie Long, an Assistant Attorney General, certify that on the 3rd day of March, 2023, I caused to be served the foregoing Complainant's Motion for an Extension of Time thereof on the parties named on the attached Service List, by email or electronic filing, as indicated on the attached Service List.

/s/ Natalie Long _____
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