

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

BUNGE MILLING, INC.,)	
)	
Petitioner,)	
)	
v.)	
)	PCB No. 2023-92
ILLINOIS ENVIRONMENTAL PROTECTION)	(Permit Appeal – Air)
AGENCY)	
)	
Respondent.)	

NOTICE OF FILING

To: See Attached Service List (Via Electronic Filing)

PLEASE TAKE NOTICE that the undersigned filed today with the Office of the Clerk of the Illinois Pollution Control Board by electronic filing the following MOTION FOR EXTENSION OF TIME TO FILE THE RECORD, copies of which are attached hereto and hereby served upon you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL PROTECTION
AGENCY

By: /s/Christina L. Nannini
Christina L Nannini, #6327367
Assistant Attorney General
Environmental Bureau
500 South Second Street
Springfield, Illinois 62706
(217) 782-9031
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Dated: March 15, 2023

SERVICE LIST

Thor W. Ketzback
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Carol Webb
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Petitioner,)	
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)	PCB No. 2023-92
ILLINOIS ENVIRONMENTAL PROTECTION)	(Permit Appeal – Air)
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)	
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MOTION FOR AN EXTENSION OF TIME
TO FILE THE RECORD

NOW COMES Respondent, the Illinois Environmental Protection Agency, by and through its attorney, KWAME RAOUL, Attorney General of the State of Illinois, and hereby moves for an extension of time to file the administrative record in this matter pursuant to Sections 101.522 and 105.116 of the Board’s Procedural Rules, 35 Ill. Adm. Code 101.522 and 105.116. In support thereof, Respondent states as follows:

1. On February 13, 2022, Bunge Milling, Inc. (“Petitioner”) filed a Petition for Review of a Permit Decision by the Illinois Environmental Protection Agency (“Illinois EPA”), challenging conditions contained in Federally Enforceable State Operating Permit 96020027 issued by Illinois EPA to Bunge Milling, Inc. on January 4, 2023.
2. Pursuant to Section 105.116(a) of the Board’s regulations, 35 Ill. Adm. Code 105.116(a), Illinois EPA must file the administrative record by March 16, 2023.
3. Illinois EPA personnel involved in preparing the record have been working diligently, but certain personnel changes have impacted the compiling of the record and the record in this matter is voluminous. Therefore, additional time is needed to compile and file the administrative record.

4. Respondent respectfully requests additional time until April 28, 2023 in order to file the record.

5. Counsel for Petitioner does not object to Respondent's request.

6. Respondent's request for additional time is for good cause and will not prejudice Petitioner or unduly delay this matter.

WHEREFORE, for the reasons set forth above, Respondent Illinois EPA requests an extension of time until and including April 28, 2023 to file the administrative record.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL PROTECTION
AGENCY

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Dated: March 15, 2023

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on March 15, 2023, she caused to be served by electronic mail, a true and correct copy of the following instruments entitled Notice of Filing and Motion for Extension of Time to File the Record to:

Thor W. Ketzback
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Carol Webb
Hearing Officer
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/s/Lilia M. Brown
Lilia M. Brown
Environmental Bureau

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this Certificate of Service are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that she verily believes the same to be true.

/s/Lilia M. Brown
Lilia M. Brown
Environmental Bureau