

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| | | |
|------------------------|---|-----------------------|
| BFI WASTE SYSTEMS |) | |
| OF NORTH AMERICA, LLC, |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| v. |) | PCB No. 24-29 |
| |) | |
| ILLINOIS ENVIRONMENTAL |) | (Permit Appeal -RCRA) |
| PROTECTION AGENCY, |) | |
| |) | |
| Respondent. |) | |

**AGREED MOTION TO EXTEND
SUMMARY JUDGMENT RESPONSE DEADLINE**

NOW COMES Petitioner, BFI WASTE SYSTEMS OF NORTH AMERICA, LLC (“BFI”), by and through its attorney, Scott B. Sievers of Brown, Hay + Stephens, LLP, and, pursuant to 35 Ill. Adm. Code 101.522, moves the honorable Hearing Officer to extend by seven (7) days the deadline for the parties to file their respective summary judgment motion responses. In support, Petitioner states the following:

1. On March 16, 2026, the Hearing Officer granted Respondent’s Motion to Extend Summary Judgment Response Date and extended the date to tomorrow, April 30, 2026.
2. Good cause exists to extend by seven (7) days the deadline for the parties to file their respective summary judgment motion responses. While counsel for Petitioner BFI has been researching and drafting his client’s summary judgment motion response, the demands of other assignments and the need to confer with his client regarding said response have prevented him from timely completing it. Consequently, Petitioner BFI moves the Hearing Officer to extend by seven (7) days the deadline for the parties to file their respective summary judgment motion responses.

3. This motion is made in good faith and not for the purpose of undue delay.

4. Counsel for Petitioner BFI has conferred with counsel for Respondent, Illinois Environmental Protection Agency (“Illinois EPA”), and Respondent Illinois EPA agrees to this motion.

WHEREFORE, for the above reasons, Petitioner, BFI WASTE SYSTEMS OF NORTH AMERICA, LLC, moves the honorable Hearing Officer to extend by seven (7) days the deadline for the parties to file their respective summary judgment motion responses, and for such other and further relief as deemed appropriate.

DATED: April 29, 2026

Respectfully submitted,

Scott B. Sievers
Ill. Atty. Reg. No. 6275924
Brown, Hay + Stephens, LLP
P.O. Box 2459
205 S. Fifth Street
Springfield, Illinois 62705
(217) 544-8491 (telephone)
(217) 544-9609 (facsimile)
ssievers@bhslaw.com

BFI WASTE SYSTEMS
OF NORTH AMERICA, LLC,

Petitioner.

BY: s/Scott B. Sievers
Scott B. Sievers
Attorney for Petitioner

BFI Waste Systems of North America, LLC v. Illinois EPA
Pollution Control Board No. 24-29

CERTIFICATE OF SERVICE

Scott B. Sievers of the law firm of Brown, Hay + Stephens, LLP herein certifies that on April 29, 2026, from Springfield, Illinois, he electronically submitted for filing the foregoing **AGREED MOTION TO EXTEND SUMMARY JUDGMENT RESPONSE DEADLINE** with the Pollution Control Board by using the Clerk's Office On-Line (COOL) eFile system. Scott B. Sievers further certifies that on April 29, 2026, he served the other parties in this case with a copy of the foregoing document by transmitting the document by e-mail to the parties' representatives, who are identified below, at their designated e-mail addresses of record:

Senior Assistant Attorney General Christopher J. Grant
Christopher.Grant@ilag.gov
Assistant Attorney General Taylor Desgrosseilliers
t.desgrosseilliers@ilag.gov
Assistant Attorney General Justin Bertsche
justin.bertsche@ilag.gov
Assistant Attorney General Kevin J. Garstka
kevin.garstka@ilag.gov
Environmental Bureau
Office of the Illinois Attorney General
69 W. Washington Street, 18th Floor
Chicago, IL 60602
maria.caccio@ilag.gov

VERIFICATION BY CERTIFICATION

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 instrument are true and correct, except as to matters herein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

Scott B. Sievers
Ill. Atty. Reg. No. 6275924
Brown, Hay + Stephens, LLP
P.O. Box 2459
205 S. Fifth Street
Springfield, Illinois 62705
(217) 544-8491 (telephone)
(217) 544-9609 (facsimile)
ssievers@bhslaw.com

BFI WASTE SYSTEMS
OF NORTH AMERICA, LLC,

Petitioner

BY: s/Scott B. Sievers
Scott B. Sievers
Attorney for Petitioner