

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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JUN 30 2003

PEOPLE OF THE STATE OF ILLINOIS,)
)
Complainant,)
)
v.)
)
SAINT-GOBAIN CONTAINERS, INC.,)
a Delaware corporation,)
)
Respondent.)

STATE OF ILLINOIS
Pollution Control Board

PCB No. 03-22
(Enforcement)

NOTICE OF FILING

TO: Ms. Dorothy M. Gunn Carol Sudman, Esq.
Clerk of the Board Hearing Officer
Illinois Pollution Control Board Illinois Pollution Control Board
100 West Randolph Street 600 South Second Street
Suite 11-500 Suite 402
Chicago, Illinois 60601 Springfield, Illinois 62704
(VIA FIRST CLASS MAIL) (VIA FIRST CLASS MAIL)

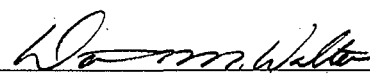
(SEE PERSONS ON ATTACHED SERVICE LIST)

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board an original and four copies each of **SAINT-GOBAIN CONTAINERS, INC.'S MOTION FOR EXTENSION OF TIME TO RESPOND TO COMPLAINANT'S DISCOVERY REQUESTS** and **AFFIDAVIT OF DAVID M. WALTER** copies of which is herewith served upon you.

Respectfully submitted,

SAINT-GOBAIN CONTAINERS, INC.,
Respondent,

Dated: June 26, 2003

By: 
David M. Walter

N. LaDonna Driver
David M. Walter
HODGE DWYER ZEMAN
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900

CERTIFICATE OF SERVICE

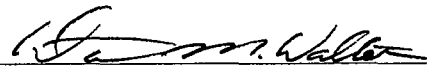
I, David M. Walter, the undersigned, certify that I have served the attached SAINT-GOBAIN CONTAINERS, INC.'S MOTION FOR EXTENSION OF TIME TO RESPOND TO COMPLAINANT'S DISCOVERY REQUESTS and AFFIDAVIT OF DAVID M. WALTER upon:

Ms. Dorothy M. Gunn
Clerk of the Board
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601

Carol Sudman, Esq.
Hearing Officer
Illinois Pollution Control Board
600 South Second Street
Suite 402
Springfield, Illinois 62704

Delbert D. Haschemeyer, Esq.
Assistant Attorney General
Office of the Attorney General
500 South Second Street
Springfield, Illinois 62706

by depositing said documents in the United States Mail, postage prepaid, in Springfield, Illinois on June 26, 2003.



David M. Walter

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SAINT-GOBAIN CONTAINERS, INC.'S MOTION FOR EXTENSION OF TIME TO RESPOND TO COMPLAINANT'S DISCOVERY REQUESTS

NOW COMES the Respondent SAINT-GOBAIN CONTAINERS, INC. ("Saint-Gobain"), by and through its attorneys, HODGE DWYER ZEMAN, and pursuant to 35 Ill. Admin. Code §§ 101.502, 101.522, and 101.610(n), requests that the Hearing Officer grant Respondent's Motion for Extension of Time to Respond to Complainant's Discovery Requests. In support of this Motion, Respondent states as follows:

1. On or about May 8, 2003, Complainant served its Requests for Production and First Set of Interrogatories Directed to the Respondent on Saint-Gobain.
2. Pursuant to the Illinois Pollution Control Board's procedural rules at 35 Ill. Admin. Code Part 101, responses to Complainant's discovery were due within 28 days of service, *i.e.*, on June 5, 2003.
3. On June 4, 2003, Respondent submitted a Motion for Extension of Time to Respond to Complainant's Discovery Requests requesting an extension of time for 22 days, to and including June 27, 2003, in which to file its responses to Complainant's discovery requests.
4. Saint-Gobain is gathering information in response to the Complainant's discovery requests. Nevertheless, Saint-Gobain will be unable to properly complete its

responses by June 27, 2003. Therefore, Respondent requests an additional extension of time for 23 days, to and including July 20, 2003, in which to file its responses to Complainant's discovery requests.

5. This Motion is made in good faith and not for purposes of delay.

6. Counsel for the Respondent has contacted counsel for the Complainant, and he has indicated that he has no objection to this request being granted.

WHEREFORE, for the above and foregoing reasons, Respondent, SAINT-GOBAIN CONTAINERS, INC., respectfully requests that the Hearing Officer grant this Motion for Extension of Time, and allow Respondent an extension of time for 23 days, or until July 20, 2003, in which to file its responses to Complainant's Requests for Production and First Set of Interrogatories Directed to the Respondent.

Respectfully submitted,

SAINT-GOBAIN CONTAINERS, INC.,
Respondent,

By: 
One of its Attorneys

Dated: June 26, 2003

N. LaDonna Driver
David M. Walter
HODGE DWYER ZEMAN
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900

SGCO:001/Fil/Motion for Ext.2

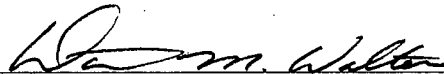
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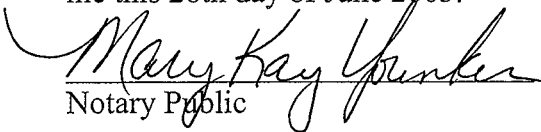
1. I am a licensed Illinois attorney, and one of the counsel of record for Respondent, Saint-Gobain Containers, Inc.
2. I have assisted in the preparation of, and have reviewed, Respondent, Saint-Gobain Containers, Inc. Motion for Extension of Time to Respond to Complainant's Discovery Requests ("Motion").
3. The statements contained in the Motion, that are not otherwise of record, are true and accurate to the best of my knowledge and belief.

FURTHER AFFIANT SAYETH NOT.



David M. Walter

Subscribed and sworn to before
me this 26th day of June 2003.



Notary Public

