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STATE OF ILLINOIS
Pollution Control Board

STATE OF ILLINOIS)
)SS
COUNTY OF COOK)

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

People of the State of Illinois,	)	
	)	
Complainant,	)	
	)	
vs.	)	**No. PCB 97- 69**
	)	**(Enforcement - Air)**
Economy Plating, Inc., an Illinois Corporation,	)	
	)	
	)	
Respondent.	)	

NOTICE OF FILING

TO: Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
100 W. Randolph St, Ste 11-500
Chicago, IL 60601

Zemeheret Bereket-AB
Office of The Attorney General
State of Illinois
188 West Randolph Street - 20th Floor
Chicago, Illinois 60601

Please take notice that the Respondent, Economy Plating, Inc., filed with the Illinois Pollution Control Board, its Motion for Leave to File, a true and correct copy of which is attached hereto and is hereby served upon you.

By: _____
Christopher T. Nowotarski
One of its Attorneys

CERTIFICATE OF SERVICE BY MAIL

I, **CHRISTOPHER T. NOWOTARSKI,** the attorney, certify that I served this Motion for Leave to File by mailing a copy to the above named parties at the above named address and depositing the same in the U.S. mail at 221 North LaSalle Street, Chicago, Illinois at 4:45 P.M., on June 3, 2003, with proper postage prepaid.

_____
Christopher T. Nowotarski

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Economy Plating, Inc., an Illinois Corporation,	)	
	)	
	)	
Respondent.	)	

MOTION FOR LEAVE TO FILE ANSWER TO SECOND AMENDED COMPLAINT INSTANTER

NOW COMES the Respondent, **Economy Plating, Inc.,** (**"Respondent"**) by its attorneys, **Stone, Pogrund & Korey,** and asks the Illinois Pollution Control Board for leave to file its answer to Complainant's Second Amended Complaint and alleges as follows:

1 That Respondent did receive a copy of Complainant's Second Amended Complaint on or about November 14, 2002.

2 That Respondent did prepare a answer to said Second Amended Complaint and inadvertently, failed to file the answer as required.

3 That Respondent has attached hereto a copy of it's answer.

4 That no prejudice will occur to Complainant by allowing the Respondent to file its answer at this time.

Wherefore, Respondent, **Economy Plating, Inc.,** requests that the Board allow it to file it's answer instanter.

Respectfully Submitted,

Economy Plating, Inc.

By: _____
Christopher T. Nowotarski
One of its Attorneys

Christopher T. Nowotarski
Stone, Pogrund & Korey
Attorney for Respondent
221 North LaSalle Street, #3200
Chicago, Illinois 60601
(312) 782-3636

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Complainant,	)	
vs.	)	**No. PCB 97- 69**
	)	**(Enforcement - Air)**
Economy Plating, Inc., an Illinois Corporation,	)	
	)	
	)	
Respondent.	)	

ANSWER OF ECONOMY PLATING, INC. TO SECOND AMENDED COMPLAINT

NOW COMES the Respondent, **Economy Plating, Inc.,** ("**Respondent**") by its attorneys, **Stone, Pogrund & Korey,** and for its answer alleges as follows:

COUNT I

OPERATING WITHOUT A PERMIT

1. That Respondent has insufficient information or knowledge to respond to the allegations contained in paragraph 1 of Count I of Complainant's complaint and neither admits nor denies same but demands strict proof thereof.

2. That Respondent admits each and every allegation contained in paragraph 2 of Count I of Complainant's complaint.

3. That Respondent admits each and every allegation contained in paragraph 3 of Count I of Complainant's complaint.

4. That Respondent admits each and every allegation contained in paragraph 4 of Count I of Complainant's Complaint.

5. That the allegations of paragraph 5 of the Count I of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

6. That the allegations of paragraph 6 of the Count I of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

7. That Respondent admits the emitting of chromium could pose a danger to the environment, but Respondent denies that such a emitting occurred. For further affirmative answer of the paragraph 7 of the Count I of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore refuses to respond to said allegations.

8. That Respondent admits the emitting of chromium could pose a danger to the environment, but Respondent denies that such a emitting occurred. For further affirmative answer of the paragraph 8 of the Count I of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore refuses to respond to said allegations.

9. That Respondent admits each and every allegation contained in paragraph 9 of Count I of Complainant's Complaint.

10. That Respondent admits each and every allegation contained in paragraph 10 of Count I of Complainant's Complaint.

11. That the allegations of paragraph 11 of the Count I of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

12. That the allegations of paragraph 12 of the Count I of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

13. That Respondent admits each and every allegation contained in paragraph 13 of Count I of Complainant's Complaint.

14. That Respondent denies each and every allegation contained in paragraph 14 of Count I of Complainant's Complaint.

15. That Respondent denies each and every allegation contained in paragraph 15 of Count I of Complainant's Complaint.

16. That Respondent denies each and every allegation contained in paragraph 16 of Count I of Complainant's Complaint.

Wherefore, the Respondent, **Economy Plating, Inc.** asks the Illinois Pollution Control Board to Dismiss the above captioned matter with prejudice and without costs.

COUNT II

CONSTRUCTION WITHOUT PERMIT

1-6. The Respondent realleges and reaffirms its answers for paragraphs 1 through 6 inclusive of Count I of Complainant's Complaint as its answer to paragraphs 1 through 6 inclusive of Count II of Complainant's Complaint.

7. That Respondent admits each and every allegation contained in paragraph 7 of Count II of Complainant's Complaint.

8. That Respondent admits each and every allegation contained in paragraph 8 of Count II of Complainant's Complaint.

9. That the allegations of paragraph 9 of the Count II of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

10. That the allegations of paragraph 10 of the Count II of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

11. That Respondent has insufficient information or knowledge to respond to the allegations contained in paragraph 11 of Count II of Complainant's complaint and neither admits nor denies same but demands strict proof thereof.

12. That Respondent denies each and every allegation contained in paragraph 12 of Count II of Complainant's Complaint.

13. That Respondent denies each and every allegation contained in paragraph 13 of Count II of Complainant's Complaint.

Wherefore, the Respondent, **Economy Plating, Inc.** asks the Illinois Pollution Control Board to Dismiss the above captioned matter with prejudice and without costs.

COUNT III

FAILURE TO FILE ANNUAL REPORTS

1-9. The Respondent realleges and reaffirms its answers for paragraphs 1 through 9 inclusive of Count I of Complainant's Complaint as its answer to paragraphs 1 through 9 inclusive of Count III of Complainant's Complaint.

10. That the allegations of paragraph 10 of the Count III of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

11. That the allegations of paragraph 11 of the Count III of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

12. That Respondent admits each and every allegation contained in paragraph 12 of Count III of Complainant's Complaint.

13. That Respondent denies each and every allegation contained in paragraph 13 of Count III of Complainant's Complaint.

14. That Respondent denies each and every allegation contained in paragraph 14 of Count III of Complainant's Complaint.

Wherefore, the Respondent, **Economy Plating, Inc.** asks the Illinois Pollution Control Board to Dismiss the above captioned matter with prejudice and without costs.

COUNT IV

VIOLATION OF SPECIAL OPERATING PERMIT CONDITIONS

1-10. The Respondent realleges and reaffirms its answers for paragraphs 1 through 10 inclusive of Count I of Complainant's Complaint as its answer to paragraphs 1 through 10 inclusive of Count IV of Complainant's Complaint.

11. That Respondent admits each and every allegation contained in paragraph 11 of Count IV of Complainant's Complaint.

12. That the allegations of paragraph 12 of the Count IV of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

13. That the allegations of paragraph 13 of the Count IV of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

14. That the allegations of paragraph 14 of the Count IV of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

15. That the allegations of paragraph 15 of the Count IV of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

16. That the allegations of paragraph 16 of the Count IV of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

17. That the allegations of paragraph 17 of the Count IV of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

18. That Respondent denies each and every allegation contained in paragraph 18 of Count IV of Complainant's Complaint.

19. That Respondent denies each and every allegation contained in paragraph 19 of Count IV of Complainant's Complaint.

20. That Respondent denies each and every allegation contained in paragraph 20 of Count IV of Complainant's Complaint.

21. That the allegations of paragraph 21 of the Count IV of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

22. That the allegations of paragraph 22 of the Count IV of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

23. That Respondent denies each and every allegation contained in paragraph 23 of Count IV of Complainant's Complaint.

24. That Respondent denies each and every allegation contained in paragraph 24 of Count IV of Complainant's Complaint.

25. That Respondent denies each and every allegation contained in paragraph 25 of Count IV of Complainant's Complaint.

26. That Respondent denies each and every allegation contained in paragraph 26 of Count IV of Complainant's Complaint.

Wherefore, the Respondent, **Economy Plating, Inc.** asks the Illinois Pollution Control Board to Dismiss the above captioned matter with prejudice and without costs.

COUNT V

CERTIFICATION VIOLATION

1-13. The Respondent realleges and reaffirms its answers for paragraphs 1 through 13 inclusive of Count IV of Complainant's Complaint as its answer to paragraphs 1 through 13 inclusive of Count V of Complainant's Complaint.

14. That the allegations of paragraph 14 of the Count V of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

15. That the allegations of paragraph 15 of the Count V of Complainant's Complaint recite language of a statute which speaks for itself and Respondent therefore does not need to respond to said allegations.

16. That Respondent admits each and every allegation contained in paragraph 16 of Count V of Complainant's Complaint.

17. That Respondent denies each and every allegation contained in

paragraph 17 of Count V of Complainant's Complaint.

18. That Respondent denies each and every allegation contained in paragraph 18 of Count V of Complainant's Complaint.

19. That Respondent denies each and every allegation contained in paragraph 19 of Count V of Complainant's Complaint.

20. That Respondent denies each and every allegation contained in paragraph 20 of Count V of Complainant's Complaint.

Wherefore, the Respondent, **Economy Plating, Inc.** asks the Illinois Pollution Control Board to Dismiss the above captioned matter with prejudice and without costs.

Respectfully Submitted,

Economy Plating, Inc.

By: _____
Christopher T. Nowotarski
One of its Attorneys

Christopher T. Nowotarski
Stone, Pogrund & Korey
Attorney for Economy Plating, Inc.
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