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CLERK'S OFFICE

SEP 26 2003

STATE OF ILLINOIS
Pollution Control Board

No. 02-79

Respondent.

To: Mr. Walter F. Deemie
River City Demolition
P.O. Box 726
Peoria, Illinois 61652

PLEASE TAKE NOTICE that on this date I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois, a MOTION TO CONTINUE HEARING, a copy of which is attached hereto and herewith served upon you.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

LISA MADIGAN

Attorney General of the
State of Illinois

MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

BY:

PHILLIP McQUILLAN
Assistant Attorney General
Environmental Bureau

500 South Second Street
Springfield, Illinois 62706
217/782-9031
Dated: 9-23-03

CERTIFICATE OF SERVICE

I hereby certify that I did on September 23, 2003, send by First Class mail, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument entitled NOTICE OF FILING and MOTION TO CONTINUE HEARING

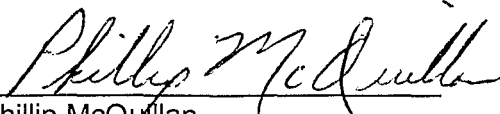
To: Mr. Walter F. Deemie
River City Demolition
P.O. Box 726
Peoria, Illinois 61652

and the original and ten copies by First Class Mail with postage thereon fully prepaid of the same foregoing instrument(s):

To: Dorothy Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
Suite 11-500
100 West Randolph
Chicago, Illinois 60601

A copy was also sent by First Class Mail with postage thereon fully prepaid

To: Carol Sudman
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
Springfield, IL 62702


Phillip McQuillan
Assistant Attorney General

This filing is submitted on recycled paper.

ILLINOIS POLLUTION CONTROL BOARD

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CLERK'S OFFICE

SEP 26 2003

STATE OF ILLINOIS
Pollution Control Board

PEOPLE OF THE STATE OF ILLINOIS,

Complainant,

v.

WALTER DEEMIE d/b/a RIVER CITY
DEMOLITION,

Respondent.

PCB 02-79
(Enforcement-Air)

MOTION TO CONTINUE HEARING

Complainant, PEOPLE OF THE STATE OF ILLINOIS, by LISA MADIGAN, Attorney General of the State of Illinois, moves for a continuance of the hearing in this matter, pursuant to Section 2-1007 of the Code of Civil Procedure (735 ILCS 5/2-1007 (West 2002)), and states:

1. This matter is set for hearing on Wednesday, October 8, 2003, at 9:00 a.m. at the Pollution Control Board Hearing Room, 1021 North Grand Avenue East, Springfield, Illinois.
2. The undersigned, Assistant Attorney General Phillip McQuillan, is the attorney assigned to present the case on behalf of Complainant.
3. From October 6 through October 9, 2003, the undersigned will be attending the Midwest Environmental Enforcement Association Training Conference in Madison, Wisconsin.
4. On September 19, 2003, the undersigned spoke with an attorney who is in contact with Walter Deemie: and, the undersigned conveyed the aforementioned schedule conflict and stated that a continuance would be sought.
5. The undersigned was advised that Mr. Deemie did not have any objection to a continuance of the hearing.
6. This continuance is not sought for the purpose of delay.
7. The granting of this continuance will not prejudice the parties.

8. The granting of this continuance will serve the ends of justice.

Wherefore, Complainant respectfully requests that the hearing in this matter be continued from October 8, 2003, to a future date.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

LISA MADIGAN

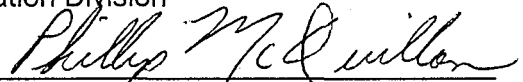
Attorney General of the State of Illinois

MATTHEW J. DUNN, Chief

Environmental Enforcement/Asbestos

Litigation Division

By:



PHILLIP McQUILLAN

Assistant Attorney General

Environmental Bureau

Phillip McQuillan #03122873
Assistant Attorney General
500 S. Second St.
Springfield, IL 62706
217.782.9031