

ILLINOIS POLLUTION CONTROL BOARD  
September 14, 2010

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SEP 14 2010

STATE OF ILLINOIS  
Pollution Control Board

CASEYVILLE SPORT CHOICE, LLC,

Complainant,

v.

ERMA I. SEIBER, ADMINISTRATRIX OF  
THE ESTATE OF JAMES A. SEIBER,  
DECEASED, AND ERMA I. SEIBER,  
INDIVIDUALLY, and FAIRMONT PARK,  
INC.

Respondents.

PCB 08-30

(Citizens Enforcement - Land)

ORIGINAL

**HEARING OFFICER ORDER**

On September 1, 2010, the parties were scheduled to participate in a telephone status conference. The hearing officer was unable to attend. At the June 15, 2010 status conference, it was agreed that complainant would have 60 days to file a response to any dispositive motion filed by respondents.

On July 13, 2010, respondent Fairmount Park filed motions for summary judgment and motions to dismiss. It is unclear whether the remaining respondents will also file dispositive motions. As agreed on June 15, 2010, complainant's response to Fairmount Park was due September 13, 2010. Complainant's attorney requested more time which the hearing officer agreed to grant if Fairmount Park did not object. However, Fairmount Park did object, and the request for additional time was never granted.

If complainant seeks a deadline extension to respond, it must file a written motion for extension of time, and respondents will have 14 days to respond. Otherwise, complainant should file the response with a motion for leave to file *instantly*.

The parties are directed to participate in a telephone status conference with the hearing officer at 11:00 a.m. on December 6, 2010.

IT IS SO ORDERED.

Carol Webb

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Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
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Springfield, Illinois 62794-9274  
217/524-8509  
webbc@ipcb.state.il.us

## CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on September 14, 2010, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on September 14, 2010:

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