

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
vs.)	PCB 04-16
)	
PACKAGING PERSONIFIED, INC.,)	(Enforcement)
an Illinois corporation,)	
)	
Respondent.)	

NOTICE OF ELECTRONIC FILING

PLEASE TAKE NOTICE that on December 18, 2012, Complainant filed its Third Motion to Extend Record Deadline with the Office of the Clerk of the Illinois Pollution Control Board, by electronic filing. A copy of Complainant's Reply is attached hereto.

PEOPLE OF THE STATE OF ILLINOIS
ex rel. LISA MADIGAN
Attorney General of the
State of Illinois

BY:



CHRISTOPHER GRANT
Assistant Attorney General
Environmental Bureau
69 W. Washington Street, #1800
Chicago, Illinois 60602
(312) 814-5388

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 04-16
)	(Enforcement - Air)
PACKAGING PERSONIFIED, INC., an)	
Illinois corporation,)	
)	
Respondent.)	

THIRD MOTION TO EXTEND RECORD DEADLINE

NOW COMES Complainant, PEOPLE OF THE STATE OF ILLINOIS, by LISA MADIGAN, Attorney General of the State of Illinois, and respectfully requests that the Illinois Pollution Control Board ("Board") extend the deadline for completion of the record in this matter. In support of this Motion, Complainant states as follows:

1. On September 6, 2012, the Board directed that the Record in this matter be closed by February 14, 2012.
2. Since the Board's last ruling in this case, the parties have engaged in a dispute over the production of discovery, in particular the production of Respondent's tax returns for the years 1995 through 2004. On November 15, 2012, the Hearing Officer granted Complainant's Motion to Compel, and directed that these returns be produced. As of the date of filing this Motion, the Parties are attempting to negotiate an agreement regarding non-disclosure of the tax returns, which have not yet been provided to Complainant.
3. In addition Ms. Nichole Cunningham, one of Complainant's attorneys, will be getting married in January, 2013. The Parties and the Hearing Officer are now scheduled for a status to set hearing date on January 10, 2013. Because of the discovery issues and Ms.

Cunningham's wedding, it would be a serious hardship to hold hearing and close the record by February 14, 2013.

4. Complainant therefore requests that the Board continue the date for close of record in this matter. If the Board believes a firm date is necessary, Complainant suggests and additional 60 days, or until April 15, 2013.


WHEREFORE, complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board continue the deadline for the close of record in this Matter from February 14, 2013 for an additional 60 days, or to such date that the Board deems appropriate.

RESPECTFULLY SUBMITTED

PEOPLE OF THE STATE OF ILLINOIS
by LISA MADIGAN,
Attorney General of the State of Illinois

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

BY:

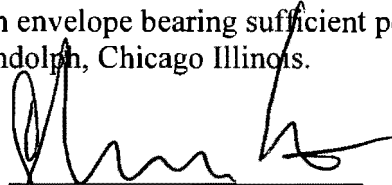

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CERTIFICATE OF SERVICE

I, CHRISTOPHER GRANT, an attorney, do certify that I caused to be served this 18th day of December, 2012, the foregoing Third Motion to Extend Record Deadline, and Notice of Filing, upon the persons listed below, by placing same in an envelope bearing sufficient postage with the United States Postal Service located at 100 W. Randolph, Chicago Illinois.



CHRISTOPHER GRANT

Service List:

Mr. John Simon
Mr. Roy Harsch
Drinker Biddle Reath
191 N. Wacker Drive, Suite 3700
Chicago, IL 60606

Mr. Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
100 W. Randolph
Chicago IL 60601
100 W. Randolph
Chicago IL 60601 (by hand delivery)

Mr. John Therriault
Illinois Pollution Control Board
100 W. Randolph
Chicago IL 60601
(by electronic filing)