

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
)
)
PETITION OF ROYAL FIBERGLASS POOLS,) AS 2009-04
INC. FOR AN ADJUSTED STANDARD FROM) (Adjusted Standard-Air)
35 ILL. ADM. CODE 215.301)
)

NOTICE

TO: John Therriault, Acting Clerk Paul Duffy
Illinois Pollution Control Board Duffy Law Group
James R. Thompson Center 2 N. LaSalle Street
100 W. Randolph St., Suite 11-500 Chicago, IL 60602
Chicago, Illinois 60601-3218

PLEASE TAKE NOTICE that I have today filed with the Office of the Pollution Control Board the MOTION of the Illinois Environmental Protection Agency a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: /s/ Charles E. Matoesian
Charles E. Matoesian
Assistant Counsel
Division of Legal Counsel

DATED: June 19, 2013

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**THIS FILING IS SUBMITTED
ON RECYCLED PAPER**

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**MOTION FOR EXTENSION OF TIME IN WHICH TO FILE
AGENCY'S RESPONSE TO THE MOTION TO RE-OPEN THE DOCKET.**

NOW COMES Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY ("Illinois EPA"), by its attorney, Charles E. Matoesian, and pursuant to Section 101.522 of the Illinois Pollution Control Board rules moves that the Hearing Officer extend the time for the Illinois EPA to file the response to the motion to reopen the docket of the adjusted standard in the above captioned matter to July 19, 2013. In support of its Motion, the Illinois EPA states as follows:

1. On May 24, 2013 the co-plaintiffs Latham Pool Products, Inc d/b/a Viking Pools (Latham) and Royal Fiberglass (Petitioners) filed a joint-motion to re-open the docket and substitute a party for the grantee of the adjusted standard.
2. On June 5, 2013, Illinois EPA received notice of such a motion.
3. Under 35 Ill. Adm. Code 101.500(d), Illinois EPA must file with the Board a response to the motion to re-open the docket within 14 days of the motion being filed.
4. Illinois EPA requests an extension to July 19, 2013, as the Illinois EPA requires information from the Petitioners prior to filing its response.
5. The parties are attempting to set up a conference call to deal with the issues raised but it will not be before the time to file a response expires.

WHEREFORE, for the reasons set forth above, the Illinois EPA respectfully requests that the Board grant an extension until July 19, 2013, for the Illinois EPA to file its response to the motion to re-open the docket and substitute parties.

Respectfully submitted,
**ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY**

By: /s/ Charles E. Matoesian
Charles E. Matoesian
Assistant Counsel
Division of Legal Counsel

DATED: June 19, 2013

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