

**BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.**

IN THE MATTER OF: )  
 )  
MGP INGREDIENTS OF ILLINOIS, INC. ) PSD APPEAL NO. 09-03  
PERMIT NUMBER 07030058 )

**NOTICE OF FILING**

TO: Eureka Durr, Clerk  
U.S. Environmental Protection Agency  
Environmental Appeals Board  
Colorado Building  
1341 G Street N.W. Suite 600  
Washington, D.C. 20005

David C. Bender  
McGillivray, Westerberg & Bender LLC  
305 S. Paterson Street  
Madison, Wisconsin 53703

Robert Kaplan, Regional Counsel  
Office of the Regional Counsel  
U.S. Environmental Protection Agency  
Region 5  
Chicago, Illinois 60604-3507

PLEASE TAKE NOTICE that I have today sent for filing with the Clerk of the Environmental Appeals Board the **MOTION FOR EXTENSION OF TIME TO FILE THE RESPONSE BRIEF and APPEARANCE**, a copy of which is herewith served upon you.

Respectfully submitted,

LISA MADIGAN  
Illinois Attorney General

By:



Gerald Karr  
Senior Assistant Attorney General  
Environmental Bureau  
69 West Washington Street  
Suite 1800  
Chicago, Illinois 60602  
(312) 814-3369

DATED: December 17, 2009

**CERTIFICATE OF SERVICE**

I, hereby certify that on the 17<sup>th</sup> of December, 2009, I did send, by express mail for next-day delivery, the following instruments, **MOTION FOR EXTENSION OF TIME TO FILE RESPONSE BRIEF and APPEARANCE** to:

Eurika Durr, Clerk  
Environmental Appeals Board  
U.S. Environmental Appeals Board  
1341 G Street N.W. Suite 600  
Washington, D.C. 20005

and a true and correct copy of the same foregoing instruments, by First Class Mail with postage thereon and fully paid and deposited into the possession of the United States Postal Service to:

Robert Kaplan, Regional Counsel  
Office of the Regional Counsel  
U.S. Environmental Protection Agency  
Region 5  
Chicago, Illinois 60604-3507

David C. Bender  
McGillivray, Westerberg & Bender LLC  
305 S. Paterson Street  
Madison, Wisconsin 53703

  
GERALD T. KARR