

**ILLINOIS INDEPENDENT TAX TRIBUNAL  
CHICAGO, ILLINOIS**

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<b>GMODELO CORP., INC.</b>	)	
	)	
<b>Petitioner</b>	)	
<b>v.</b>	)	<b>14-TT-0082</b>
	)	
<b>ILLINOIS DEPARTMENT OF REVENUE,</b>	)	<b>James M. Conway,</b>
	)	<b>Chief Judge</b>
<b>Defendant</b>	)	

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**NOTICE OF MOTION**

TO: Mr. Brian L. Browdy  
Mr. Scott A. Browdy  
Ryan Law Firm LLP  
22 W. Washington, Suite 1500  
Chicago, IL 60602  
(312) 262-5889

PLEASE TAKE NOTICE, that on November 18, 2014, at 10:00 a.m., or as soon as possible thereafter, the undersigned will appear before James Conway, Chief Judge, Illinois Independent Tax Tribunal, or another Administrative Law Judge designated in his stead, at 160 North LaSalle Street, 5<sup>th</sup> Floor, Chicago, Illinois 60601, and then and there present the Illinois Department of Revenue's Motion to Extend the Time for Responding to Discovery in the above-captioned matter and will then and there request a hearing *instanter*.

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Rickey A. Walton  
Special Assistant Attorney General

Illinois Department of Revenue  
100 W. Randolph, 7-900  
Chicago, IL 60601  
(312) 814-1016

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<b>Defendant</b>	)	

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**DEPARTMENT’S MOTION TO EXTEND  
TIME FOR RESPONDING TO DISCOVERY**

Now comes the State of Illinois, Department of Revenue (the “Department”), by its duly authorized representative, Special Assistant Attorney General, Rickey A. Walton, pursuant to 86 Ill. Adm. Code, Ch. I., Section 5000.315, and moves this Tribunal to enter an order extending the time for the Department to respond to GModelo Corporation, Inc.’s First Set of Interrogatories and First Request to Produce Documents, and in support thereof states as follows:

1. On October 21, 2014, the Petitioner served its First Set of Interrogatories and First Request to Produce Documents (collectively, Petitioner’s “Discovery Requests”), requesting the Department to respond within twenty-eight (28) days from the date of service.
2. Accordingly, the Department’s responses to Petitioner’s Discovery Requests are due on or before November 19, 2014.
3. Although the Department’s counsel has made substantial progress towards completing the Department’s responses to Petitioner’s Discovery Requests, such responses will not be completed by November 19, 2014.

4. Therefore, the Department's counsel requests an extension of time for responding to the Petitioner's Discovery Requests.

5. By electronic mail, dated November 17, 2014, Petitioner's counsel stated that Petitioner does not object to the Department's request for an extension of time for filing its responses to Petitioner's Discovery Requests. (See Dept's Exhibit 1).

6. This request for an extension of time for responding to Petitioner's Discovery Requests is not being made to delay these proceedings or to hinder the Petitioner's ability to obtain a fair hearing on the merits.

7. Rather, it is a function of the amount of time necessary to complete this and other matters Department's counsel is required to complete.

8. Based on the foregoing, the Department moves this Tribunal to enter an order extending the date on which the Department is required to file its responses to the Petitioner's First Set of Interrogatories and First Request to Produce Documents from November 19, 2014 to December 5, 2014, an extension of approximately two weeks taking into account the intervening 2-day Thanksgiving holiday.

Respectfully submitted,

**LISA A. MADIGAN,  
ATTORNEY GENERAL, STATE OF  
ILLINOIS**  
By:

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Rickey A. Walton  
Special Assistant Attorney General  
100 West Randolph Street, 7-900  
Chicago, Illinois 60601

**DEPARTMENT'S  
MOTION TO EXTEND  
THE TIME FOR  
RESPONDING TO DISCOVERY**

**EXHIBIT 1**

## Walton, Rick

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**From:** Brian Browdy [Brian.Browdy@ryanlawllp.com]  
**Sent:** Monday, November 17, 2014 9:52 AM  
**To:** Walton, Rick  
**Subject:** RE: Docket No. 14-TT-82

We have no objection.

Brian L. Browdy  
Of Counsel  
312.262.5895 – Direct  
847.942.7318 – Mobile  
[Brian.Browdy@RyanLawLLP.com](mailto:Brian.Browdy@RyanLawLLP.com)



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[www.ryanlawllp.com](http://www.ryanlawllp.com)

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**From:** Walton, Rick [<mailto:Rick.Walton@Illinois.gov>]  
**Sent:** Monday, November 17, 2014 8:58 AM  
**To:** Brian Browdy  
**Subject:** Docket No. 14-TT-82

Brian:

The Department's responses to GModelo's First Set of Interrogatories and First Request to Produce Documents are due November 18, 2014. I will not have the responses completed by that date. Therefore, I am requesting an extension of the time to response to December 5, 2014, which is about two weeks (taking into account the 2-day Thanksgiving holiday). Thank you.

Rickey A. Walton  
Special Asst. Atty. General  
Office of Legal Services  
Illinois Dept. of Revenue  
100 W. Randolph Street, 7-900  
Chicago, IL 60601  
(312) 814-1016 phone  
(312) 814-4344 facsimile  
[rick.walton@illinois.gov](mailto:rick.walton@illinois.gov)

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	)	<b>Chief Judge</b>
<b>Defendant</b>	)	

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**CERTIFICATE OF SERVICE BY ELECTRONIC MAIL TRANSMISSION**

TO: [Scott.browdy@ryanlawllp.com](mailto:Scott.browdy@ryanlawllp.com)  
[brian.browdy@ryanlawllp.com](mailto:brian.browdy@ryanlawllp.com)  
Mr. Scott A. Browdy  
Mr. Brian L. Browdy  
Ryan Law Firm, LLP  
22 W. Washington, Suite 1500  
Chicago, IL 60602  
(847) 942-7318

The undersigned Representative for the Illinois Department of Revenue (the "Department") certifies that, on November 17, 2014, he served the Department's Motion to Extend the Time for Responding to Discovery on the individuals identified above, at the electronic mail addresses shown above.

Respectfully submitted,

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Rickey A. Walton  
Special Assistant Attorney General

[rick.walton@illinois.gov](mailto:rick.walton@illinois.gov)  
Illinois Department of Revenue  
100 W. Randolph Street, 7-900  
Chicago, IL 60601  
(312) 814-1016 (telephone)  
(312) 814-4344 (facsimile)