

SENATE JOURNAL

STATE OF ILLINOIS

NINETY-SIXTH GENERAL ASSEMBLY

110TH LEGISLATIVE DAY

TUESDAY, APRIL 20, 2010

12:11 O'CLOCK P.M.

SENATE Daily Journal Index 110th Legislative Day

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6	First Reading	HB 4924
6	First Reading	HB 4947
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6	First Reading	HB 6045
	First Reading	HB 6063
6	First Reading	HB 6141
	First Reading	HB 6213
6	First Reading	HB 6450
	First Reading	HB 6460

The Senate met pursuant to adjournment.

Senator Jeffrey M. Schoenberg, Evanston, Illinois, presiding.

Prayer by Pastor Keith Hallam, Sanctuary Church, Batavia, Illinois.

Senator Jacobs led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Thursday, April 15, 2010, be postponed, pending arrival of the printed Journal.

The motion prevailed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

DHS Staffing Level of Bilingual Employees, April 1, 2010, submitted by the Department of Human Services.

Illinois Child Care Report, FY 2009, submitted by the Department of Human Services.

Law Enforcement Camera Grant Act Report, submitted by the Marshall County Sheriff's Department.

Law Enforcement Camera Grant Act Report, submitted by the Kewanee Police Department

Legislative Inspector General's Quarterly Report for period ending March 31, 2010, submitted by the Office of the Legislative Inspector General.

The foregoing reports were ordered received and placed on file in the Secretary's Office.

LEGISLATIVE MEASURES FILED

The following Committee amendment to the Senate Resolution listed below has been filed with the Secretary and referred to the Committee on Assignments:

Senate Committee Amendment No. 1 to Senate Joint Resolution No. 114

The following Floor amendment to the Senate Bill listed below has been filed with the Secretary and referred to the Committee on Assignments:

Senate Floor Amendment No. 1 to Senate Bill 2846

The following Committee amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Senate Committee Amendment No. 2 to House Bill 16

Senate Committee Amendment No. 1 to House Bill 156

Senate Committee Amendment No. 2 to House Bill 2465

Senate Committee Amendment No. 1 to House Bill 4598

Senate Committee Amendment No. 1 to House Bill 4623

Senate Committee Amendment No. 1 to House Bill 4649

Senate Committee Amendment No. 1 to House Bill 4658

Senate Committee Amendment No. 1 to House Bill 4675

Senate Committee Amendment No. 1 to House Bill 4782

Senate Committee Amendment No. 1 to House Bill 4837

Senate Committee Amendment No. 2 to House Bill 4866

Senate Committee Amendment No. 1 to House Bill 4886 Senate Committee Amendment No. 1 to House Bill 4927 Senate Committee Amendment No. 1 to House Bill 4933 Senate Committee Amendment No. 1 to House Bill 4934 Senate Committee Amendment No. 1 to House Bill 4973 Senate Committee Amendment No. 1 to House Bill 4976 Senate Committee Amendment No. 1 to House Bill 4985 Senate Committee Amendment No. 1 to House Bill 5040 Senate Committee Amendment No. 2 to House Bill 5126 Senate Committee Amendment No. 1 to House Bill 5132 Senate Committee Amendment No. 1 to House Bill 5169 Senate Committee Amendment No. 1 to House Bill 5219 Senate Committee Amendment No. 1 to House Bill 5255 Senate Committee Amendment No. 1 to House Bill 5331 Senate Committee Amendment No. 1 to House Bill 5350 Senate Committee Amendment No. 2 to House Bill 5350 Senate Committee Amendment No. 1 to House Bill 5357 Senate Committee Amendment No. 1 to House Bill 5429 Senate Committee Amendment No. 1 to House Bill 5448 Senate Committee Amendment No. 1 to House Bill 5633 Senate Committee Amendment No. 1 to House Bill 5640 Senate Committee Amendment No. 1 to House Bill 5732 Senate Committee Amendment No. 1 to House Bill 5745 Senate Committee Amendment No. 1 to House Bill 5749 Senate Committee Amendment No. 1 to House Bill 5833 Senate Committee Amendment No. 1 to House Bill 5863 Senate Committee Amendment No. 1 to House Bill 5917 Senate Committee Amendment No. 1 to House Bill 5933 Senate Committee Amendment No. 1 to House Bill 5960 Senate Committee Amendment No. 1 to House Bill 5998 Senate Committee Amendment No. 1 to House Bill 6034 Senate Committee Amendment No. 1 to House Bill 6065 Senate Committee Amendment No. 1 to House Bill 6099 Senate Committee Amendment No. 1 to House Bill 6241 Senate Committee Amendment No. 1 to House Bill 6252 Senate Committee Amendment No. 2 to House Bill 6252 Senate Committee Amendment No. 1 to House Bill 6462

The following Floor amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Senate Floor Amendment No. 2 to House Bill 4698 Senate Floor Amendment No. 2 to House Bill 4715 Senate Floor Amendment No. 1 to House Bill 4778 Senate Floor Amendment No. 1 to House Bill 4895 Senate Floor Amendment No. 1 to House Bill 5515 Senate Floor Amendment No. 1 to House Bill 5603 Senate Floor Amendment No. 1 to House Bill 5836 Senate Floor Amendment No. 1 to House Bill 6267

REPORTS FROM STANDING COMMITTEES

Senator Kotowski, Chairperson of the Committee on Commerce, to which was referred House Bill No. 5946, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Bond, Chairperson of the Committee on Telecommunications and Information Technology, to which was referred **House Bill No. 4990**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Bond, Chairperson of the Committee on Telecommunications and Information Technology, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to Senate Bill 120

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Raoul, Chairperson of the Committee on Pensions and Investments, to which was referred **House Bill No. 5873**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Raoul, Chairperson of the Committee on Pensions and Investments, to which was referred **House Bill No. 6368**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Holmes, Vice-Chairperson of the Committee on Labor, to which was referred **House Bills**Numbered 5376 and 6014, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 764

Offered by Senator Demuzio and all Senators:

Mourns the death of June L. Ware of Jacksonville.

SENATE RESOLUTION NO. 765

Offered by Senator Demuzio and all Senators:
Mourns the death of Marcille Steiner of Carlinville.

SENATE RESOLUTION NO. 766

Offered by Senator Demuzio and all Senators:

Mourns the death of Philip D. Garrett of Gillespie.

SENATE RESOLUTION NO. 767

Offered by Senator Lauzen and all Senators:

Mourns the death of Vern I. McCarthy, Jr., of Oak Brook.

SENATE RESOLUTION NO. 768

Offered by Senator Dillard and all Senators:

Mourns the death of Alex Robert Seith, former Hinsdale resident, of Hollywood, Florida.

SENATE RESOLUTION NO. 769

Offered by Senator Dillard and all Senators:

Mourns the death of Helen M. Suchy of Hinsdale.

SENATE RESOLUTION NO. 770

Offered by Senator Dillard and all Senators:

Mourns the death of Charles "Chuck" Bueche of Naperville.

SENATE RESOLUTION NO. 771

Offered by Senator Dillard and all Senators:

Mourns the death of Mary Elizabeth Boyle of Clarendon Hills.

SENATE RESOLUTION NO. 772

Offered by Senator Demuzio and all Senators:

Mourns the death of Linda Welte of Palmyra.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 4924, sponsored by Senator Schoenberg, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 4947, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 5289, sponsored by Senator Schoenberg, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 5424, sponsored by Senator Duffy, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 5590, sponsored by Senator Risinger, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 5846, sponsored by Senator Clayborne, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 6045, sponsored by Senator J. Jones, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 6063, sponsored by Senator Schoenberg, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 6141, sponsored by Senator Righter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 6213, sponsored by Senator Frerichs, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 6450, sponsored by Senator Martinez, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 6460, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Assignments.

At the hour of 12:24 o'clock p.m., the Chair announced that the Senate stand at ease.

AT EASE

At the hour of 12:38 o'clock p.m., the Senate resumed consideration of business. Senator Schoenberg, presiding.

MESSAGE FROM THE PRESIDENT

OFFICE OF THE SENATE PRESIDENT STATE OF ILLINOIS

JOHN J. CULLERTON SENATE PRESIDENT

327 STATE CAPITOL SPRINGFIELD, ILLINOIS 62706

April 20, 2010

Ms. Jillayne Rock Secretary of the Senate Room 401 State House Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Maggie Crotty to temporarily replace Senator Kimberly Lightford as a member of the Senate Education Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Education Committee.

Sincerely, s/John J. Cullerton Senate President

cc: Senate Minority Leader Christine Radogno

COMMUNICATIONS FROM MINORITY LEADER

CHRISTINE RADOGNO STATE REPUBLICAN LEADER · 41st DISTRICT

April 20, 2010

Ms. Jillayne Rock Secretary of the Senate 401 State House Springfield, Illinois 62706

Dear Madam Secretary: Dear Madam Secretary:

Pursuant to Rule 3-5(c), I hereby appoint Senator Kirk Dillard to resume his position as Member on the Senate Committee on Assignments. This appointment shall take effect immediately.

Sincerely, s/Christine Radogno Senate Republican Leader

cc: Senate President John Cullerton

Assistant Secretary of the Senate Scott Kaiser

CHRISTINE RADOGNO STATE REPUBLICAN LEADER · 41st DISTRICT

April 20, 2010

Ms. Jillayne Rock

Secretary of the Senate 401 State House Springfield, Illinois 62706

Dear Madam Secretary: Dear Madam Secretary:

Pursuant to Rule 3-5(c), I hereby appoint Senator Brad Burzynski to temporarily replace Senator Dale Righter as a member of the Senate Committee on Assignments. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Committee on Assignments.

Sincerely, s/Christine Radogno Senate Republican Leader

cc: Senate President John Cullerton
Assistant Secretary of the Senate Scott Kaiser

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its April 20, 2010 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: Senate Committee Amendment No. 2 to House Bill 4866; Senate Committee Amendment No. 1 to House Bill 6099.

Consumer Protection: Senate Floor Amendment No. 1 to House Bill 4698; Senate Floor Amendment No. 2 to House Bill 4698.

Criminal Law: Senate Committee Amendment No. 1 to House Bill 4580; Senate Committee Amendment No. 1 to House Bill 4598; Senate Committee Amendment No. 1 to House Bill 4675; Senate Floor Amendment No. 1 to House Bill 4715; Senate Floor Amendment No. 2 to House Bill 4715; Senate Floor Amendment No. 1 to House Bill 4895; Senate Floor Amendment No. 1 to House Bill 5150; Senate Committee Amendment No. 1 to House Bill 5745; Senate Committee Amendment No. 1 to House Bill 6462; HOUSE BILL 6460.

Education: Senate Committee Amendment No. 1 to House Bill 16; Senate Committee Amendment No. 2 to House Bill 16; Senate Committee Amendment No. 1 to House Bill 4886; Senate Committee Amendment No. 1 to House Bill 5633; Senate Committee Amendment No. 1 to House Bill 5863; Senate Committee Amendment No. 1 to Senate Joint Resolution 114; Senate Floor Amendment No. 1 to House Bill 5515.

Elections: Senate Committee Amendment No. 2 to House Bill 2465.

Energy: Senate Committee Amendment No. 1 to House Bill 4649; Senate Committee Amendment No. 2 to House Bill 6419.

Executive: Senate Floor Amendment No. 1 to Senate Joint Resolution Constitutional Amendment 120.

Financial Institutions: Senate Committee Amendment No. 1 to House Bill 5868.

Human Services: Senate Committee Amendment No. 1 to House Bill 5132; Senate Committee Amendment No. 1 to House Bill 5331; Senate Committee Amendment No. 2 to House Bill 5350; Senate Committee Amendment No. 1 to House Bill 5357; Senate Committee Amendment No. 1 to House Bill 5998.

[April 20, 2010]

Senate Committee Amendment No. 1 to House Bill 4782; Senate Committee Amendment No. 1 to House Bill 5527.

Senate Floor Amendment No. 2 to Senate Bill 2850; Senate Committee Amendment No. 1 to House Bill 5126; Senate Committee Amendment No. 2 to House Bill 5126; Senate Committee Amendment No. 1 to House Bill 5290; Senate Committee Amendment No. 2 to House Bill 5429; Senate Committee Amendment No. 1 to House Bill 5448.

Licensed Activities: Senate Committee Amendment No. 1 to House Bill 5080; Senate Committee Amendment No. 1 to House Bill 6252; Senate Committee Amendment No. 2 to House Bill 6252.

Local Government: Senate Committee Amendment No. 1 to House Bill 4837; Senate Committee Amendment No. 1 to House Bill 4973.

Public Health: Senate Committee Amendment No. 1 to House Bill 5040; Senate Committee Amendment No. 1 to House Bill 5219; Senate Committee Amendment No. 1 to House Bill 5766; Senate Committee Amendment No. 1 to House Bill 6034; Senate Committee Amendment No. 1 to House Bill 6439.

Revenue: Senate Floor Amendment No. 1 to House Bill 5603.

State Government and Veterans Affairs: Senate Floor Amendment No. 1 to House Bill 6267.

Transportation: Senate Committee Amendment No. 1 to House Bill 156; Senate Committee Amendment No. 1 to House Bill 5732.

COMMITTEE MEETING ANNOUNCEMENTS

The Chair announced the following committees to meet this afternoon:

Judiciary in Room 400 at 2:30 o'clock p.m. Education in Room 409 at 4:00 o'clock p.m.

The Chair announced the following committees to meet Wednesday, April 21, 2010:

Criminal Law in Room 212 at 9:00 o'clock a.m. Executive in Room 212 at 2:00 o'clock p.m. Revenue in Room 400 at 2:00 o'clock p.m. State Government & Veterans' Affairs in Room 409 at 4:00 o'clock p.m.

The Chair announced the following committee to meet Thursday, April 22, 2010:

Consumer Protection in Room 409 at 9:30 o'clock a.m.

POSTING NOTICE WAIVED

Senator Harmon moved to waive the six-day posting requirement on House Bill No. 6460 so that the bill may be heard in the Committee on Criminal Law that is scheduled to meet April 21, 2010.

Senator Righter requested a roll call vote on the motion.

And the motion was withdrawn by the sponsor.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Wilhelmi, **House Bill No. 5428** was taken up, read by title a second time and ordered to a third reading.

MESSAGES FROM THE HOUSE

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of bills of the following titles, to-wit:

SENATE BILL NO. 2540

A bill for AN ACT concerning business.

SENATE BILL NO. 2959

A bill for AN ACT concerning public health.

SENATE BILL NO. 3004

A bill for AN ACT concerning insurance.

SENATE BILL NO. 3462

A bill for AN ACT concerning revenue.

SENATE BILL NO. 3604

A bill for AN ACT concerning State government. SENATE BILL NO. 3645

A bill for AN ACT concerning business.

SENATE BILL NO. 3719

A bill for AN ACT concerning government.

Passed the House, April 15, 2010.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of the following joint resolution, to-wit:

SENATE JOINT RESOLUTION NO. 123

Concurred in by the House, April 15, 2010.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 2614

A bill for AN ACT concerning local government.

Passed the House, April 20, 2010.

MARK MAHONEY, Clerk of the House

At the hour of 12:57 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 6:57 o'clock p.m., the Senate resumed consideration of business. Senator Harmon, presiding.

LEGISLATIVE MEASURES FILED

The following Committee amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Senate Committee Amendment No. 1 to House Bill 4974 Senate Committee Amendment No. 1 to House Bill 5060

Senate Committee Amendment No. 1 to House Bill 5571

Senate Committee Amendment No. 1 to House Bill 5781

Senate Committee Amendment No. 1 to House Bill 6022

Senate Committee Amendment No. 1 to House Bill 6420

REPORTS FROM STANDING COMMITTEES

Senator Crotty, Chairperson of the Committee on Elections, to which was referred **House Bill No. 5727**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Frerichs, Chairperson of the Committee on Agriculture and Conservation, to which was referred **House Bill No. 5307**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Frerichs, Chairperson of the Committee on Agriculture and Conservation, to which was referred **House Bills Numbered 4866 and 6099**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Delgado, Chairperson of the Committee on Public Health, to which was referred **House Bills Numbered 4587**, **5183**, **5323**, **5388**, **5752** and **5764**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Delgado, Chairperson of the Committee on Public Health, to which was referred **House Bills Numbered 5040, 5053, 5219, 6034 and 6439,** reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Delgado, Chairperson of the Committee on Public Health, to which was referred **Senate Joint Resolutions numbered 112 and 117,** reported the same back with the recommendation that the resolutions be adopted.

Under the rules, Senate Joint Resolutions numbered 112 and 117 were placed on the Secretary's Desk.

Senator Delgado, Chairperson of the Committee on Public Health, to which was referred **House Joint Resolutions numbered 92 and 104**, reported the same back with the recommendation that the resolutions be adopted.

Under the rules, **House Joint Resolutions numbered 92 and 104** were placed on the Secretary's Desk.

Senator Maloney, Chairperson of the Committee on Higher Education, to which was referred **House Bill No. 6206**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Wilhelmi, Chairperson of the Committee on Judiciary, to which was referred **House Bills Numbered 1026**, 4684, 4928, 5214, 5234, 5282, 5351, 5381, 5489, 5523, 5630, 5677, 5888, 5894, 5912 and 6080, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Wilhelmi, Chairperson of the Committee on Judiciary, to which was referred **House Bills Numbered 5161, 5290, 5409, 5429 and 5448,** reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **House Bills Numbered 4667**, **4691**, **4859**, **5193**, **5330** and **5507**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **House Bills Numbered 156 and 5732**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **Senate Joint Resolution No. 118**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, Senate Joint Resolution No. 118 was placed on the Secretary's Desk.

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **House Joint Resolution No. 80**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **House Joint Resolution No. 80** was placed on the Secretary's Desk.

Senator Meeks, Chairperson of the Committee on Education, to which was referred **House Bills Numbered 4711, 4879, 5322 and 5481,** reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Meeks, Chairperson of the Committee on Education, to which was referred **House Bills Numbered 16, 4209, 5633, 5863 and 6079,** reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Meeks, Chairperson of the Committee on Transportation, to which was referred **Senate Joint Resolution No. 114**, reported the same back with amendments having been adopted thereto, with the recommendation that the resolution, as amended, be adopted.

Under the rules, Senate Joint Resolution No. 114 was placed on the Secretary's Desk.

Senator Hunter, Chairperson of the Committee on Human Services, to which was referred **House Bills Numbered 4910, 4922, 5152, 5204, 5241, 5242, 5306, 5331, 5688, 5859 and 5871,** reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Hunter, Chairperson of the Committee on Human Services, to which was referred **House Bills Numbered 5132, 5350, 5357 and 5998,** reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Hunter, Chairperson of the Committee on Human Services, to which was referred **Senate Joint Resolution No. 115,** reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Joint Resolution No. 115** was placed on the Secretary's Desk.

[April 20, 2010]

At the hour of 7:00 o'clock p.m., the Chair announced that the Senate stand adjourned until Wednesday, April 21, 2010, at 10:30 o'clock a.m.