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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD ^{OCT} 27 2003

STATE OF ILLINOIS
Pollution Control Board

SAINT-GOBAIN CONTAINERS, INC.,)
a Delaware corporation,)

Petitioner,)

v.)

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)

Respondent.)

PCB No. 04-47
(CAAPP Permit Appeal)

NOTICE OF FILING

TO: Ms. Dorothy M. Gunn	Division of Legal Counsel
Clerk of the Board	Illinois Environmental Protection Agency
Illinois Pollution Control Board	1021 North Grand Avenue East
100 West Randolph Street	Post Office Box 19276
Suite 11-500	Springfield, Illinois 62794-9276
Chicago, Illinois 60601	(VIA FIRST CLASS MAIL)
(VIA FIRST CLASS MAIL)	

(SEE PERSONS ON ATTACHED SERVICE LIST)

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board an original and nine copies of a **NOTICE OF WAIVER OF 120-DAY DECISION DEADLINE FOR AN ADDITIONAL 90 DAYS**, copies of which are hereby served upon you.

Respectfully submitted,

SAINT-GOBAIN CONTAINERS, INC.,
Petitioner,

Dated: October 23, 2003

By: David M. Walter
David M. Walter

N. LaDonna Driver
David M. Walter
HODGE DWYER ZEMAN
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900

THIS FILING SUBMITTED ON RECYCLED PAPER

CERTIFICATE OF SERVICE

I, David M. Walter, the undersigned, certify that I have served the attached

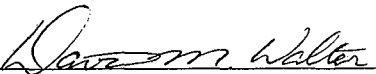
NOTICE OF WAIVER OF 120-DAY DECISION DEADLINE FOR AN ADDITIONAL

90 DAYS upon:

Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276

Ms. Dorothy M. Gunn
Clerk of the Board
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601

by depositing said documents in the United States Mail, postage prepaid, in Springfield,
Illinois, on October 23, 2003.


David M. Walter

SGCO:001/Fil/NOF-COS – Notice of Waiver

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**NOTICE OF WAIVER OF 120-DAY DECISION
DEADLINE FOR AN ADDITIONAL 90 DAYS**

NOW COMES, Petitioner, SAINT-GOBAIN CONTAINERS, INC. (hereinafter "Saint-Gobain") by and through its attorneys, HODGE DWYER ZEMAN, pursuant to 35 Ill. Admin. Code § 101.308(c)(2), and hereby agrees to waive the statutory 120-day decision deadline for final action by the Illinois Pollution Control Board ("Board"), in the above-referenced proceeding, for ninety (90) days, or until April 24, 2004. In support of this Notice, the Petitioner states as follows:

1. On September 30, 2003, Petitioner filed a Petition for Review of the Clean Air Act Permit Program ("CAAPP") permit granted to Saint-Gobain by the Illinois Environmental Protection Agency ("Illinois EPA") on August 26, 2003. Based upon the date of filing, the statutory decision deadline in this matter is January 28, 2004 (i.e., 120 days from September 30, 2003).

2. Petitioner hereby voluntarily agrees to a waiver of the statutory 120-day decision deadline, for an additional 90 days, or until April 27, 2004, in order to conduct settlement negotiations in this matter.

WHEREFORE, PETITIONER, SAINT-GOBAIN CONTAINERS, INC. prays
that the Board accept this waiver of the statutory 120-day decision deadline for an
additional 90 days for final action on Petitioner's Petition for Review of the CAAPP
permit issued to it by the Illinois EPA.

Respectfully submitted,

SAINT-GOBAIN CONTAINERS, INC.
Petitioner,

By: 
One of Its Attorneys

Dated: October 23, 2003

N. LaDonna Driver
David M. Walter
HODGE DWYER ZEMAN
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