

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

S&D REALTY, INC.,)
Petitioner,)
)
v.)
)
ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
Respondent.)

PCB 09-33
(LUST Appeal)

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STATE OF ILLINOIS
Pollution Control Board

NOTICE OF FILING AND PROOF OF SERVICE

TO: Pollution Control Board, Attn: Clerk
100 West Randolph Street
James R. Thompson Center, Suite 11-500
Chicago, Illinois 60601

James G. Richardson
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601

ORIGINAL

PLEASE TAKE NOTICE that on this day, April 14, 2010, we filed with the office of the Clerk of the Illinois Pollution Control Board an original and nine copies of Petitioner's Waiver of Deadline for Decision, copies of which are enclosed herewith and hereby served upon you.

The undersigned hereby certifies that a true and correct copy of this Notice of Filing, together with copies of the documents described above, were today served upon the hearing officer and counsel of record of all parties to this cause by enclosing same in envelopes addressed to such attorneys at their business addresses as disclosed by the pleadings of record herein, with postage fully prepaid, and by depositing same in the U.S. Mail in Worth, Illinois on April 14, 2010.

S&D Realty Inc.

By: Michael Abel
One of its Attorneys

Edward Cohen
Michael Abel
Law Offices of Cohen and Hussien, P.C.
Attorney Number: 39565
Attorneys for Petitioner
11330 S. Harlem Avenue
Worth, Illinois 60482
(708) 361-3030

THIS FILING SUBMITTED ON RECYCLED PAPER

8/2/10 + 30 =
9/1/10

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Pollution Control Board**

WAIVER OF DEADLINE FOR DECISION

NOW COMES the Petitioner, S&D REALTY, INC., by and through its attorneys, the Law Offices of Cohen & Hussien, P.C., and pursuant to Section 101.308(c)(2) of the Board's Procedural Rules, 35 Ill. Adm. 101.308(c)(2), hereby waives the statutory deadline for Board action in the above-captioned manner for an additional 30 days.

Dated: April 14, 2010

S&D Realty Inc.

By: Michael Abel
One of its Attorneys

Edward Cohen
Michael Abel
Law Offices of Cohen and Hussien, P.C.
Attorney Number: 39565
Attorneys for Petitioner
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