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SEP 23 2003

STATE OF ILLINOIS
Pollution Control Board

McHENRY STORAGE,)
)
 Petitioner,)
)
 vs.)
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

PCB 01-122
(UST-FRD)

NOTICE OF FILING

To: (See attached Service List.)

PLEASE TAKE NOTICE that on this 23rd day of September 2003, there was filed with the Illinois Pollution Control Board, Petitioner's Limited Waiver of Decision Deadline, which is attached and herewith served upon you.

McHENRY STORAGE

By: Elizabeth S. Harvey
Elizabeth S. Harvey
One of the attorneys for Petitioner

Michael J. Maher
Elizabeth S. Harvey
SWANSON, MARTIN & BELL
One IBM Plaza, Suite 3300
Chicago, Illinois 60611
Telephone: (312) 321-9100
Firm I.D. No. 29558

CERTIFICATE OF SERVICE

I, the undersigned non-attorney, state that I served a copy of Petitioner's Limited Waiver of Decision Deadline to counsel of record at their respective addresses by depositing same in the U.S. Mail at One IBM Plaza, Chicago, IL 60611, at or before 5:00 p.m. on September 23, 2003.

Jeanette M. Podlin
Jeanette M. Podlin

[X] Under penalties as provided by law pursuant to 735 ILCS 5/1-109, I certify that the statements set forth herein are true and correct.

SERVICE LIST

McHenry Storage v. Illinois Environmental Protection Agency

PCB 01-122

John J. Kim
Special Assistant Attorney General
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

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

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD SEP 23 2003

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LIMITED WAIVER OF DECISION DEADLINE

Petitioner McHENRY STORAGE, by its attorneys Swanson, Martin & Bell, hereby waives the decision deadline in this appeal to and including Friday, April 2, 2004.

McHENRY STORAGE

By: 
One of Its Attorneys

Michael J. Maher
Elizabeth S. Harvey
SWANSON, MARTIN & BELL
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312/321-9100