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MAR 23 2004

STATE OF ILLINOIS
Pollution Control Board

**BEFORE THE POLLUTION CONTROL BOARD
OF THE STATE OF ILLINOIS**

CIRCLE C, INC.,

Petitioner,

v.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Respondent.

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)
)
)
) PCB 04-131
) (UST Appeal)
)
)
)
)

NOTICE OF FILING

| | | |
|------------|--|----------------------------------|
| TO: | John Kim | Carol Sudman |
| | Special Assistant Attorney General | Hearing Officer |
| | Illinois Environmental Protection Agency | Illinois Pollution Control Board |
| | 1021 North Grand Avenue East | 1021 North Grand Avenue East |
| | P.O. Box 19276 | P.O. Box 19274 |
| | Springfield, Illinois 62794-9276 | Springfield, Illinois 62794-9274 |

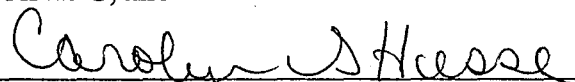
PLEASE TAKE NOTICE that on March 23, 2004, we filed with the Clerk of the Illinois Pollution Control Board of the State of Illinois an original, executed copy of Open Waiver of Statutory Deadline for Decision.

Dated: March 23, 2004

Respectfully submitted,

Circle C, Inc.

By:


One of Its Attorneys

Carolyn S. Hesse
Barnes & Thornburg LLP
One North Wacker Drive
Suite 4400
Chicago, Illinois 60606
(312) 357-1313
206991v1


CERTIFICATE OF SERVICE

I, on oath state that I have served the attached Open Waiver of Statutory Deadline for Decision by placing a copy in an envelope addressed to:

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

Carol Sudman
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274

from One North Wacker Drive, Suite 4400, Chicago, Illinois, before the hour of 5:00 p.m., on this 23rd Day of March, 2004.


Carolyn S. Hesse

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Pollution Control Board

PCB 04-131
(UST Appeal)