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APR 08 2004

STATE OF ILLINOIS  
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

GREAT LAKES DREDGE &  
DOCK COMPANY, a New Jersey  
Corporation,

Petitioner,

v.

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Respondent.

PCB No. 04-143  
(UST Appeal)

GREAT LAKES DREDGE &  
DOCK COMPANY, a New Jersey  
Corporation,

Petitioner,

v.

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Respondent.

PCB No. 04-145  
(UST Appeal)

NOTICE OF FILING

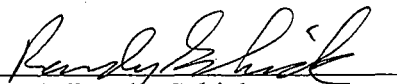
TO: Ms. Dorothy M. Gunn  
Clerk of the Board  
Illinois Pollution Control Board  
100 West Randolph Street  
Suite 11-500  
Chicago, Illinois 60601  
(VIA FIRST CLASS MAIL)

Bradley P. Halloran, Esq.  
Hearing Officer  
Illinois Pollution Control Board  
100 West Randolph Street  
Suite 11-500  
Chicago, Illinois 60601  
(VIA FIRST CLASS MAIL)

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 60 DAYS**, copies of which are herewith served upon you.

Respectfully submitted,

GREAT LAKES DREDGE &  
DOCK COMPANY,  
Petitioner,

By:   
J. Randle Schick

Dated: April 5, 2004

J. Randle Schick  
Of Counsel  
HODGE DWYER ZEMAN  
3150 Roland Avenue  
Post Office Box 5776  
Springfield, Illinois 62705-5776  
(217) 523-4900

**CERTIFICATE OF SERVICE**

I, J. Randle Schick, the undersigned, certify that I have served the attached

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

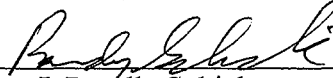
60 DAYS upon:

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

Bradley P. Halloran, Esq.  
Hearing Officer  
Illinois Pollution Control Board  
100 West Randolph Street  
Suite 11-500  
Chicago, Illinois 60601

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

by depositing said documents in the United States Mail in Springfield, Illinois, postage  
prepaid, on April 5, 2004.

  
\_\_\_\_\_  
J. Randle Schick

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

APR 28 2004

STATE OF ILLINOIS  
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**NOTICE OF WAIVER OF 120-DAY DECISION**  
**DEADLINE FOR AN ADDITIONAL 60 DAYS**

NOW COMES Petitioner, GREAT LAKES DREDGE & DOCK COMPANY ("Petitioner"), 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 sixty (60) days, or until September 25, 2004. In support of this Notice, the Petitioner states as follows:

1. On February 23, 2004, Petitioner filed a Petition for Review of the Illinois Environmental Protection Agency's ("Illinois EPA") determinations dated January 14, 2004, and February 9, 2004, regarding Budget Amendment #1 of the Site Investigation Budget and the Corrective Action Plan for Great Lakes Dredge & Dock Company. Based upon the date of filing, the statutory decision deadline in this matter was June 22, 2004 (i.e., 120 days from February 23, 2004).

2. On March 4, 2004, the Board accepted the Petition for Review for the appeal of the Illinois EPA's first determination dated January 14, 2004, and requested that we file an amended petition for the Illinois EPA's determination dated February 9, 2004, and accompany that with a Motion to Consolidate. On March 29, 2004, Petitioner filed an Amended Petition for Review of the Illinois EPA's determination of the Corrective Action Plan and Associated Budge. The new statutory decision deadline is now currently July 27, 2004 (i.e., 120 days from March 29, 2004).

2. Petitioner hereby voluntarily agrees to a waiver of the statutory 120-day decision deadline, for an additional 60 days, or until September 25, 2004, in order to conduct settlement negotiations in this matter.

WHEREFORE, PETITIONER, GREAT LAKES DREDGE & DOCK COMPANY prays that the Board accept this waiver of the statutory 120-day decision

deadline for an additional 60 days for final action on Petitioner's Petitions for Review of the determinations issued to it by the Illinois EPA.

Respectfully submitted,

GREAT LAKES DREDGE &  
DOCK COMPANY  
Petitioner,

By:

  
J. Randle Schick

Dated: April 5, 2004

J. Randle Schick  
Of Counsel  
HODGE DWYER ZEMAN  
3150 Roland Avenue  
Post Office Box 5776  
Springfield, Illinois 62705-5776  
(217) 523-4900

GLDD:001/Fil/Notice of Waiver