

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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MAY 10 2004

STATE OF ILLINOIS  
Pollution Control Board

LINCOLN LAND FS, INC., )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 04-5  
 ) (UST Appeal)  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

NOTICE OF FILING AND PROOF OF SERVICE

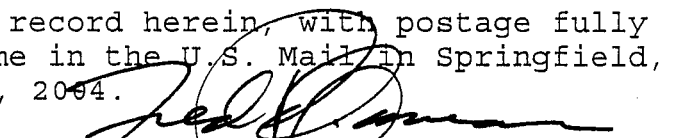
TO: Dorothy Gunn, Clerk  
 Illinois Pollution Control Board  
 100 West Randolph Street  
 State of Illinois Building, Suite 11-500  
 Chicago, IL 60601

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

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

PLEASE BE ADVISED THAT we are today filing with the Pollution Control Board the original and nine copies of Sixth Waiver of Deadline for Decision, a copy of which is attached hereto.

The undersigned hereby certifies that a true and correct copy of this Notice of Filing, together with a copy of the document described above, were today served upon the hearing officer via facsimile transmission and 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 Springfield, Illinois on the 6<sup>th</sup> day of May, 2004.

  
 Fred C Prillaman

MOHAN, ALEWELT, PRILLAMAN & ADAMI  
 1 North Old Capitol Plaza, Suite 325  
 Springfield, IL 62701

(217) 528-2517c:\MAPA\CDAVIS\Lincoln Land FS\Sixth Waiver.wpd sew 5/6/04

THIS FILING SUBMITTED ON RECYCLED PAPER

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SIXTH WAIVER OF DEADLINE FOR DECISION

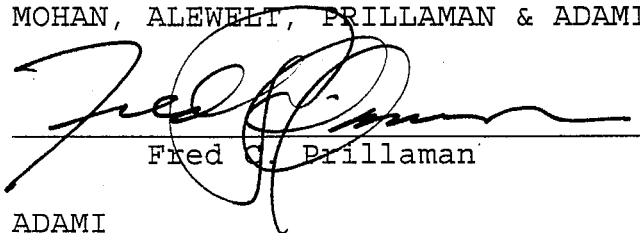
NOW COMES Petitioner, LINCOLN LAND FS, INC., by its undersigned attorneys, and files this waiver of deadline pursuant to Section 101.308(c)(1) of the Board's Procedural Rules, 35 Ill. Adm. 101.308(c)(1) hereby waiving its right to a decision within 120 days of filing, as provided in Section 40(a)(2) of the Illinois Environmental Protection Act (415 ILCS 5/40(a)(2)), provided that such final action be taken by the Board on or before October 21, 2004.

Respectfully submitted,

LINCOLN LAND FS, INC.,  
Petitioner

By MOHAN, ALEWELT, PRILLAMAN & ADAMI

By

  
Fred C. Prillaman

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