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June 30, 2005

Dorothy Gunn, Clerk Pollution Control Board James R. Thompson Center 100 W. Randolph, Ste. 11-500 Chicago, IL 60601

Marie Tipsord, Hearing Officer Pollution Control Board James R. Thompson Center 100 W. Randolph, Ste. 11-500 Chicago, IL 60601

See Attached Service List

RE: R04-22 & R04-23 Proposed Amendments to Regulations of Petroleum Leaking Underground Storage Tanks

United Science Industries, Inc. (USI) respectfully requests an extension of the July 8, 2005 deadline for the submission of pre-filed testimony for the Pollution Control Board hearing scheduled for July 27, 2005 regarding the above referenced matter so that our submission may address information requested from the Illinois EPA (IEPA) in April which will not be received prior to July 8, 2005, as more fully discussed below.

One of the most commonly discussed topics throughout the hearing process thus far has been that several of the maximum payment amounts included in the proposed revisions are not adequately supported by scientific or statistical data. As a result, USI has undertaken the task of conducting a statistical evaluation of the professional consulting services costs incurred by the tank owner/operator utilizing our own resources and at our own expense. On June 7 and 8, 2005, USI collected the majority of the necessary data in response to our April 27, 2005, Freedom of Information Act (FOIA) request. However, the IEPA was unable to locate a significant amount of the information requested prior to USI's visit on June 7 & 8, 2005 as scheduled with the IEPA FOIA Coordinator. We were not aware that the IEPA would be unable to comply with the April request until the afternoon of June 8, 2005. The absence of this information required that USI submit a second FOIA request on June 9, 2005. The IEPA FOIA Coordinator has recently confirmed that the necessary information will not be available to USI prior to July 8, 2005.

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USI is in the process of evaluating the information we have. However, the evaluation should benefit significantly if it includes the information that could not be provided on June 7 & 8, 2005, and/or information from alternative incidents. Therefore, USI respectfully requests that the July 8, 2005 deadline for submission of pre-filed testimony be extended by at least one week (July 15, 2005) or that we are allowed to supplement our pre-filed testimony with the information we will be collecting after July 8, 2005 during our testimony on July 27, 2005. USI feels all concerned parties will benefit from a statistical evaluation of costs incurred in Illinois under the auspices of the IEPA LUST Program and that this approach will offer the greatest degree of accuracy (i.e., the greatest volume of data) that we can possibly provide prior to the next scheduled hearing.

Sincerely,

United Science Industries, Inc.

Duane Doty

General Manager

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