

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD FEB 24 2006

In the Matter of:

W. R. MEADOWS, INC.,

Petitioner,

v.

THE ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Respondent.

STATE OF ILLINOIS
Pollution Control Board

PCB No. 06-140

(Permit Appeal - Air)

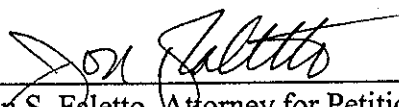
NOTICE OF FILING

PLEASE TAKE NOTICE that on February 22, 2006, a copy of the attached Joint Request for Extension of Time to File Petition for Review was filed with the Office of the Clerk of the Pollution Control Board, a copy of which is herewith served on you.

Respectfully submitted,

W. R. MEADOWS, INC.

By:


Jon S. Faletto, Attorney for Petitioner

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**JOINT REQUEST FOR EXTENSION OF TIME
TO FILE PETITION FOR REVIEW**

NOW COMES the Petitioner, W. R. MEADOWS, INC. (hereafter "Meadows" or "Petitioner"), and the Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY (hereafter "Agency" or "Respondent"), by and through their respective legal counsel, and submit this *Joint Request for Extension of Time to File Petition for Review*, pursuant to the authority of Illinois Pollution Control Board Rule 105.208 (35 Ill. Adm. Code Section 105.208) and Section 40(a)(1) of the Illinois Environmental Protection Act [415 ILCS 5/40(a)(1)].

In support of their Joint Request, the Petitioner and Respondent state as follows:

1. On October 31, 2005, Petitioner filed with the Agency its Application for Renewal of Operating Permit for the existing equipment and processes at Meadows' Hampshire, Illinois facility.
2. On or about January 25, 2006, Mr. Donald E. Sutton, P.E., Manager of the Permit Section, Division of Air Pollution Control, issued a Permit Denial for Meadows' Application for Operating Permit.
3. On January 30, 2006, Petitioner received the Permit Denial letter via Certified Mail, and as such, this *Joint Request for Extension of Time to File Petition for Review* is timely filed within the 35 (thirty-five) day "initial appeal period" prescribed by Board Rule 105.208 and Section 40(a)(1) of the Illinois Environmental Protection Act.

4. Representatives of Petitioner and the Agency have already held telephone conferences to discuss the basis for the Permit Denial and to explore the possibility for resolution of contested issues without the need for proceeding with a formal Permit Appeal before the Pollution Control Board.

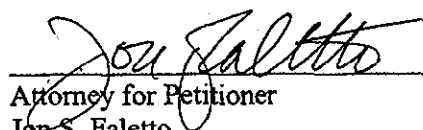
5. In the interests of preserving the resources of the Board that otherwise would be devoted to a Permit Appeal, Petitioner and Respondent jointly request an extension of 90 (ninety) days from the date of receipt of said Permit Denial for Petitioner to file its Petition for Review, thereby extending the deadline for filing to and including April 29, 2006. The extension of time will allow representatives for Petitioner and Respondent the time needed for further discussions to resolve the underlying legal and factual issues, if possible, and thereby avoid the need for a formal Permit Appeal proceeding.

WHEREFORE, the Petitioner and Respondent jointly request a ninety (90) day extension of time to and including April 29, 2006 for Petitioner to file its Petition for Review of the January 25th Permit Denial and pray for entry of an Order by the Pollution Control Board granting their joint request.

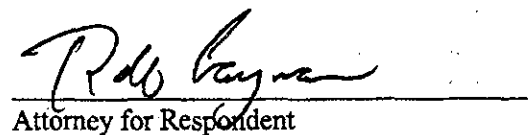
Respectfully submitted,

W. R. Meadows, Inc.

Illinois Environmental Protection Agency



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CERTIFICATE OF SERVICE

I, the undersigned, certify that I have served the attached *Joint Request for Extension of Time to File Petition for Review* on this 22nd day of February 2006, via first-class mail, postage fully prepaid, upon the following persons:

Robb Layman
Assistant Counsel - Bureau of Air
Division of Legal Counsel
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Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
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