

BEFORE THE POLLUTION CONTROL BOARD
OF THE STATE OF ILLINOIS

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AUG 09 2006

STATE OF ILLINOIS
Pollution Control Board

L. KELLER OIL PROPERTIES, INC. / FARINA)

Petitioner,)

v.)

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,)

Respondent.)

PCB No. 06-189 and PCB No. 06-190
(Consolidated)

NOTICE OF FILING

TO:	Melanie A. Jarvis	Carol Webb
	Assistant Counsel	Hearing Officer
	Division of Legal Counsel	Illinois Pollution Control Board
	Illinois Environmental Protection Agency	1021 North Grand Avenue East
	1021 North Grand Avenue East	P.O. Box 19274
	P.O. Box 19276	Springfield, Illinois 62794-9274
	Springfield, Illinois 62794-9276	

PLEASE TAKE NOTICE that on August 9, 2006, filed with the Clerk of the Illinois Pollution Control Board of the State of Illinois an original, executed copy of an Open Waiver of Statutory Deadline for Decision.

Dated: August 9, 2006

Respectfully submitted,

L. KELLER OIL PROPERTIES / FARINA

By: Carolyn S. Hesse
One of Its Attorneys

Carolyn S. Hesse
Barnes & Thornburg LLP
One North Wacker Drive
Suite 4400
Chicago, Illinois 60606
(312) 357-1313
350002v1

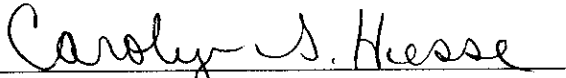
CERTIFICATE OF SERVICE

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:

Melanie A. Jarvis
Assistant Counsel
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

Carol Webb
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 9th Day of August, 2006.



Carolyn S. Hesse

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OPEN WAIVER OF STATUTORY DEADLINE FOR DECISION

Petitioner, L. Keller Oil Properties, Inc. / Farina, by its attorneys, hereby agrees to an Open Waiver Pursuant to 35 Ill. Admin. Code 101.308(c)(1) of the deadline imposed by statute upon the Pollution Control Board for decision of the issues herein.

Dated: August 9, 2006

Respectfully submitted,

L. KELLER OIL PROPERTIES / FARINA

By: Carolyn S. Hesse
One of Its Attorneys

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Barnes & Thornburg LLP
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