# BEFORE THE POLLUTION CONTROL BOARD OF THE STATE OF ILLINOIS

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JUN 0 8 2007

KNAPP OIL COMPANY, DON'S 66,	)	STATE OF ILLINOIS Pollution Control Board
Petitioner,	)	
V.	) PCB 06-52 ) (UST Appeal)	
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,	)	
Respondent.	)	

#### **NOTICE OF FILING**

TO:

Melanie A. Jarvis

Assistant Counsel

Division of Legal Counsel 1021 North Grand Avenue East

P.O. Box 19276

Springfield, IL 62794-9276

Carol Webb

Hearing Officer

Illinois Pollution Control Board 1021 North Grand Avenue East

P.O. Box 19274

Springfield, IL 62794-9274

PLEASE TAKE NOTICE that on June 8, 2007 filed with the Clerk of the Illinois Pollution Control Board of the State of Illinois an original, executed copy of Petitioner's Notice to Reinstate Board Decision Deadline.

Dated: June 8, 2007

Respectfully submitted,

Knapp Oil Company, Don's 66

By:

Caroly & Hesse One of Its Attorneys

Carolyn S. Hesse

Barnes & Thornburg LLP

One North Wacker Drive

**Suite 4400** 

Chicago, Illinois 60606

(312) 357-1313

401674v1



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STATE OF ILLINOIS
Pollution Control Board

KNAPP OIL COMPANY, DON'S 66,	)	Pollution Cor
Petitioner,	)	
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ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,	)	
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### PETITIONER'S NOTICE TO REINSTATE BOARD DECISION DEADLINE

Petitioner, Knapp Oil Company / Don's 66 ("Knapp"), by its attorneys, hereby revokes the Open Waiver of Decision Deadline previously granted to the Pollution Control Board on October 28, 2005, Petitioner hereby provides notice to reinstate the 120-day Board decision deadline. Accordingly, the decision period recommences as of the date of this Notice to Reinstate is filed with the Board. Id. See also, 35 Ill. Admin. Code 101.300(b)(4).

Dated: June 8, 2007

Respectfully submitted,

Knapp Oil Company, Don's 66

By:

One of Its Attornevs

Carolyn S. Hesse David T. Ballard Barnes & Thornburg LLP One North Wacker Drive - Suite 4400 Chicago, Illinois 60606 (312) 357-1313 401647v1

### **CERTIFICATE OF SERVICE**

I, on oath state that I have served the attached Petitioner's Notice to Reinstate Board Decision Deadline by placing a copy in an envelope addressed to:

Melanie A. Jarvis Assistant Counsel Division of Legal Counsel

1021 North Grand Avenue East

P.O. Box 19276

Springfield, IL 62794-9276

Carol Webb

Hearing Officer

Illinois Pollution Control Board 1021 North Grand Avenue East

P.O. Box 19274

Springfield, IL 62794-9274

from One North Wacker Drive, Suite 4400, Chicago, Illinois, before the hour of 5:00 p.m., on this 8<sup>th</sup> Day of June, 2007.

Carolyn S. Hesse