

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RUTH OIL COMPANY, INC.,)	
<i>Petitioner,</i>)	
)	
v.)	PCB No. 07-120
)	(LUST Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
<i>Respondent.</i>)	

**OPEN WAIVER OF THE MANDATORY DECISION DATE
AND REQUEST FOR POSTPONEMENT OF HEARING**

Pursuant to Board Rule 105.114(a), 35 ILL. ADM. CODE § 105.114(a), to the statutory provisions implemented thereby, petitioner Ruth Oil Company, Inc. ("Ruth Oil"), by its attorneys in this regard, The Sharp Law Firm, P.C., submits an open waiver of the mandatory final decision date set forth in Rule 105.114, 35 ILL. ADM. CODE § 105.114.

September 6, 2007

RUTH OIL COMPANY, INC.

By: /s/ Mandy L. Combs
One of its Attorneys

John T. Hundley
Mandy L. Combs
THE SHARP LAW FIRM, P.C.
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Counsel for Petitioner Ruth Oil Company, Inc.

CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that I served the foregoing document upon all persons entitled to same by causing copies to be deposited in the United States Post Office mailbox at 14th and Main Streets, Mt. Vernon, IL, before 6:00 p.m. this date, in envelopes with proper first-class postage affixed, addressed as follows:

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street
Suite 11-500
Chicago, IL 60601

James G. Richardson, Esq.
Illinois Environmental Protection Agency
1021 N. Grand Ave. East
Springfield, IL 62702

Hon. Carol Webb
Illinois Pollution Control Board
1021 N. Grand Ave. East
P.O. Box 19274
Springfield, IL 62794

September 6, 2007

/s/ Mandy L. Combs
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