## **BEFORE THE POLLUTION CONTROL BOARD OF THE STATE OF ILLINOIS**

LOWE OIL (Robert and Tony Thompson)	)
Petitioner,	)
V.	) PCB No. 07-125 ) (UST Appeal)
ILLINOIS ENVIRONMENTAL	)
PROTECTION AGENCY,	)
	)
Respondent.	)

## **NOTICE OF FILING**

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

PLEASE TAKE NOTICE that on December 21, 2007, filed with the Clerk of the Illinois Pollution Control Board of the State of Illinois an original, executed copies of a Limited Waiver of Statutory Deadline for Decision.

Dated: December 21, 2007

Respectfully submitted,

Lowe Oil (Robert and Tony Thompson)

Caroly Stresse One of Its Attorneys By:

Carolyn S. Hesse **Barnes & Thornburg LLP** One North Wacker Drive Suite 4400 Chicago, Illinois 60606 (312) 357-1313 423357V1

[This filing submitted on recycled paper as defined in 35 Ill. Adm. Code 101.202]

RECEIVED CLERK'S OFFICE

DEC 2 1 2007

STATE OF ILLINOIS Pollution Control Board

#### **CERTIFICATE OF SERVICE**

I, on oath state that I have served the attached Limited Waiver of Statutory Deadline for Decision by placing a copy in an envelope addressed to:

Melanie Jarvis 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 21<sup>st</sup> Day of December, 2007.

Caroly S. Hesse

[This filing submitted on recycled paper as defined in 35 Ill. Adm. Code 101.202]

2

## **BEFORE THE POLLUTION CONTROL BOARD OF THE STATE OF ILLINOIS**

LOWE OIL (Robert and Tony Thompson)	)	CLERK'S OFFICE
Petitioner,	)	DEC 2 1 2007
V.	) ) PCB No. 07-125 ) (UST Appeal)	STATE OF ILLINOIS Pollution Control Board
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,	)	
Respondent.	) )	

# LIMITED WAIVER OF STATUTORY DEADLINE FOR DECISION

Petitioner, Lowe Oil, by its attorneys, pursuant to 35 Ill. Admin. Code 101.308(c)(2) waives until May 1, 2008 the deadline imposed by statute upon the Pollution Control Board for decision of the issues herein. The current statutory decision deadline is March 20, 2008.

Dated: December 21, 2007

Respectfully submitted,

Lowe Oil

By:

aroly S. Hesse

One of Its Attorneys

Carolyn S. Hesse **Barnes & Thornburg LLP** One North Wacker Drive Suite 4400 Chicago, Illinois 60606 (312) 357-1313 439971v1