

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| | | |
|-----------------------------|---|-------------------------------|
| RIVER RESCUE, |) | |
| |) | |
| Petitioner, |) | |
| |) | PCB No. 2008-042 |
| v. |) | |
| |) | (Permit Appeal – Third Party) |
| PEORIA DISPOSAL COMPANY and |) | |
| THE ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY, |) | |
| |) | |
| Respondents. |) | |

ENTRY OF SPECIAL AND LIMITED APPEARANCE

NOW COME the undersigned attorneys, and as and for their Entry of Special and Limited Appearance on behalf of Respondent PEORIA DISPOSAL COMPANY in this case, state as follows:

1. This case was not properly filed.
2. Respondent PEORIA DISPOSAL COMPANY was not served in this case.
2. The undersigned attorneys enter their special and limited appearances on behalf of

Respondent PEORIA DISPOSAL COMPANY in this case, solely for the purpose of contesting the jurisdiction of the Illinois Pollution Control Board.

Respectfully submitted,

BROWN, HAY & STEPHENS, LLP, and
ELIAS, MEGINNES, RIFFLE & SEGHETTI, P.C.,
Attorneys

Dated: January 23, 2008

By: /Claire A. Manning
Claire A. Manning, Esq.

Electronic Filing - Received, Clerk's Office, January 23, 2008

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908-0020

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NOTICE OF FILING AND PROOF OF SERVICE

The undersigned certifies that the foregoing Entry of Special and Limited Appearance was filed with the Clerk of the Illinois Pollution Control Board electronically, and was served on the Petitioner and on Respondent The Illinois Environmental Protection Agency by sending same as set forth below, from Springfield, Illinois, before 5:00 p.m. on the 23rd day of January, 2008:

Mr. Tom Edwards
River Rescue
902 W. Moss Avenue
Peoria, Illinois 61606
(Via U.S. Mail, First Class Postage Prepaid)

Mr. Alec Messina, General Counsel
Illinois Environmental Protection Agency
1021 N. Grand Avenue East
P.O. Box 19276
Springfield, Illinois 61794-9276
(Via U.S. Mail, First Class Postage Prepaid)

/Claire A. Manning
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