

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

JOYCE FARMS)	
)	
Petitioner,)	
)	
v.)	PCB 2008-049
)	(Permit Appeal-Land)
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY)	
)	
Respondent.)	

NOTICE OF FILING

TO: Mr. John Therriault	Greg Richardson
Assistant Clerk of the Board	Division of Legal Counsel
Illinois Pollution Control Board	IEPA
100 West Randolph Street	1021 North Grand Avenue East
Suite 11-500	P.O. Box 19726
Chicago, IL 60601	Springfield, IL 62794-9276

PLEASE TAKE NOTICE that JOYCE FARMS has today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board a NOTICE OF OPEN WAIVER OF 120-DAY DECISION DEADLINE, copies of which are hereby serviced upon you.

Respectfully submitted,

JOYCE FARMS, Petitioner


One of Its Attorneys

Dated: June 19, 2008

BROWN, HAY & STEPHENS, LLP

Claire A. Manning
Registration No. 3124724
Alison K. Hayden
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NOTICE OF OPEN WAIVER OF 120-DAY DECISION DEADLINE

Petitioner, JOYCE FARMS ("Joyce Farms"), by its undersigned counsel, pursuant to 35 Illinois Administrative Code §101.308(c)(1), hereby agrees to an open waiver of the statutory 120-day decision deadline for final action by the Illinois Pollution Control Board ("Board") in the above-captioned proceeding. In support of this Notice, the Petitioner states as follows:

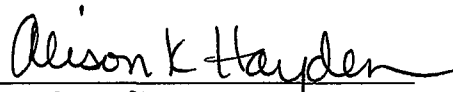
1. On March 4, 2008, Petitioner filed a Request for a Ninety Day Extension of Appeal Period.
2. On March 5, 2008, Respondent also filed a Request for a Ninety Day Extension of Appeal Period.
3. On March 20, 2008, the Board extended the appeal period until June 2, 2008.
4. On June 2, 2008, Petitioner filed a Petition for Review of Illinois Environmental Protection Agency Decision which the Board accepted on June 5, 2008.
5. Petitioner and Respondent are currently involved in settlement discussions that may lead to the resolution of all issues pending in this matter.

Electronic Filing - Received, Clerk's Office, June 19, 2008

6. Petitioner hereby voluntarily agrees to an open waiver of the statutory 120-day decision deadline in order to conduct settlement negotiations in this matter.

WHEREFORE, Petitioner, JOYCE FARMS, prays that the Board accept this open waiver of the statutory 120-day decision deadline for final action on Petitioner's Petition for Review of Illinois Environmental Protection Agency Decision.

Respectfully submitted,
JOYCE FARMS



One of Its Attorneys

BROWN, HAY & STEPHENS, LLP

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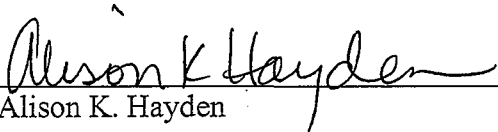
CERTIFICATE OF SERVICE

I, the undersigned, certify that I served the attached Joyce Farms Notice of Open Waiver of Statutory Decision Date by United States First Class Mail upon:

Greg Richardson
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

Bradley P. Halloran
James R. Thompson Center
100 W. Randolph
Suite 11-500
Chicago, Illinois 60601

this 19th day of June, 2008.


Alison K. Hayden