BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PILKINGTON NORTH AMERICA, INC.,)	
Petitioner,))	
V.)	PCB 08-90
)	(Permit Appeal – Air)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

NOTICE OF FILING

TO: Mr. John Therriault Assistant Clerk of the Board Illinois Pollution Control Board 1000 W. Randolph Street Suite 11-500 Chicago, Illinois 60601

(SEE PERSONS ON ATTACHED SERVICE LIST)

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board a **MOTION TO WAIVE DECISION DEADLINE FOR AN ADDITIONAL 90 DAYS**, a copy of which is herewith served upon you.

Respectfully submitted,

PILKINGTON NORTH AMERICA, INC.

By: <u>/s/</u>

Kurt A. Kissling

Dated: February 20, 2009

Kurt A. Kissling Pro Hac Vice Counsel for Petitioner PEPPER HAMILTON LLP 100 Renaissance Center – Suite 3600 Detroit, Michigan 48243-1157 313.259.7110

THIS FILING SUBMITTED ON RECYCLED PAPER

CERTIFICATE OF SERVICE

I, the undersigned, certify that on the 20th day of February, 2009, I served the attached

Petitioner's Motion to Waive Decision Deadline for an Additional 90 Days via electronic mail

upon:

Mr. John Therriault Assistant Clerk of the Board Illinois Pollution Control Board 1000 W. Randolph Street Suite 11-500 Chicago, Illinois 60601

and upon:

Division of Legal Counsel Illinois Environmental Protection Agency 1021 N. Grand Avenue East P.O. Box 19276 Springfield, Illinois 62794-9276 Attention: Julie Armitage Bradley P. Halloran Hearing Officer Illinois Pollution Control Board James R. Thompson Center, Suite 11-500 100 W. Randolph Street Chicago, Illinois 60601

by depositing said document in the United States Mail, postage prepaid, in Detroit, Michigan on

February 20, 2009.

/s/ Kurt A. Kissling

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PILKINGTON NORTH AMERICA, INC.,)
Petitioner,)
v.)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Respondent.)

PCB 08-90 (Permit Appeal – Air)

MOTION TO WAIVE DECISION DEADLINE FOR AN ADDITIONAL 90 DAYS

Petitioner, PILKINGTON NORTH AMERICA, INC. ("Pilkington"), through its attorneys, PEPPER HAMILTON LLP, hereby waives its right to a decision within the prescribed decision period for a period of 90 additional days pursuant to 35 Ill. Adm. Code 105.114(a).

/s/

Kurt A. Kissling Pro Hac Vice Counsel for Petitioner PEPPER HAMILTON LLP 100 Renaissance Center – Suite 3600 Detroit, Michigan 48243-1157 313.259.7110

Dated: February 20, 2009