

5405-002

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

FEB 27 2009

STATE OF ILLINOIS
Pollution Control Board

McHENRY STORAGE,)
)
Petitioner,)
)
vs.)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

PCB 01-122
(UST-FRD)

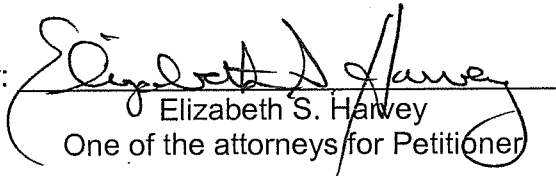
NOTICE OF FILING

To: (See attached Service List.)

PLEASE TAKE NOTICE that on this 27th day of February 2009, the following was filed with the Illinois Pollution Control Board: **Petitioner's Limited Waiver of Decision Deadline**, which is attached and herewith served upon you.

McHENRY STORAGE

By:


Elizabeth S. Harvey
One of the attorneys for Petitioner

Michael J. Maher
Elizabeth S. Harvey
SWANSON, MARTIN & BELL, LLP
330 North Wabash Avenue
Suite 3300
Chicago, Illinois 60611
Telephone: (312) 321-9100

CERTIFICATE OF SERVICE

I, the undersigned non-attorney, state that I served a copy of Petitioner's Limited Waiver of Decision Deadline to counsel of record via U.S. Mail at 330 North Wabash Avenue, Chicago, IL 60611, at or before 5:00 p.m. on February 27, 2009.


Jeanette M. Podlin

[x] Under penalties as provided by law pursuant to 735 ILCS 5/1-109, I certify that the statements set forth herein are true and correct.

SERVICE LIST

McHenry Storage v. Illinois Environmental Protection Agency **PCB 01-122**

James G. Richardson
Special Assistant Attorney General
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-5544

Bradley P. Halloran, Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
Suite 11-500
100 West Randolph Street
Chicago, IL 60601

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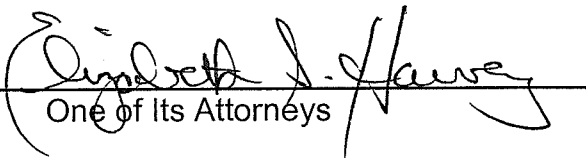
PCB 01-122
(UST-FRD)

LIMITED WAIVER OF DECISION DEADLINE

Petitioner McHENRY STORAGE, by its attorneys Swanson, Martin & Bell, LLP,
hereby waives the decision deadline in this appeal to and including December 31, 2009.

McHENRY STORAGE

By:


One of Its Attorneys

Michael J. Maher
Elizabeth S. Harvey
SWANSON, MARTIN & BELL, LLP
330 North Wabash Avenue
Suite 3300
Chicago, Illinois 60611
312/321-9100