

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

BUGAIESKI OIL COMPANY, )  
 )  
 Petitioner, )  
 )  
 v. )  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

PCB No. 09-49  
(LUST Permit Appeal)

**NOTICE OF FILING AND PROOF OF SERVICE**

To: John T. Therriault, Clerk  
 Illinois Pollution Control Board  
 100 West Randolph Street  
 State of Illinois Building, Suite 11-500  
 Chicago, IL 60601

Carol Webb  
 Hearing Officer  
 Illinois Pollution Control Board  
 1021 North Grand Avenue East  
 PO Box 19274  
 Springfield, IL 62794-9274

Melanie A. Jarvis  
 Division of Legal Counsel  
 Illinois Environmental Protection Agency  
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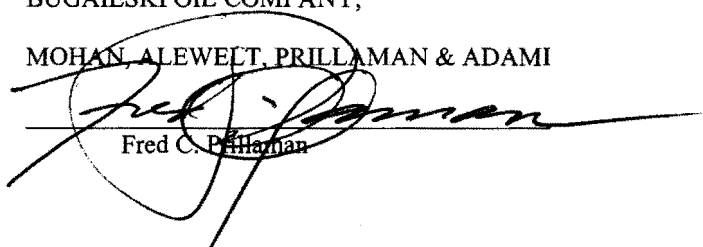
PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board, pursuant to Board Procedural Rule 101.302 (d), a Waiver of Deadline for Decision, a copy of which is herewith served upon the Illinois Environmental Protection Agency.

The undersigned hereby certifies that a true and correct copy of this Notice of Filing, together with a copy of the document described above, were today served upon the hearing officer and counsel of record of all parties to this cause by enclosing same in envelopes addressed to such attorneys at their business addresses as disclosed by the pleading of record herein, with postage fully prepaid, and by depositing same in the U.S. Mail in Springfield, Illinois on the 26 day of March, 2009.

Respectfully submitted,  
BUGAIESKI OIL COMPANY,

BY: MOHAN, ALEWELT, PRILLAMAN & ADAMI

BY:



Fred C. Prillaman

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Respondent.	)	

**WAIVER OF DEADLINE FOR DECISION**

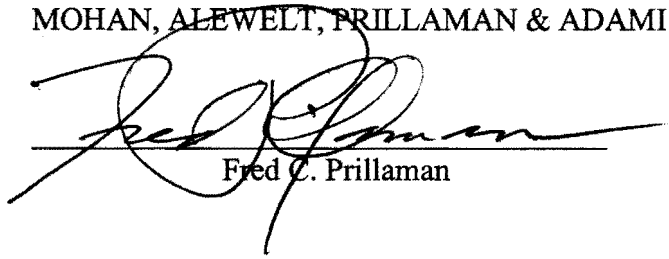
NOW COMES Petitioner, BUGAIESKI OIL COMPANY, by its undersigned attorneys, pursuant to Section 101.308(c)(1) of the Board's Procedural Rules, 35 Ill. Adm. Code 101.308(c)(1), hereby waives its right to a decision within 180 days of filing, as provided in Section 40(a)(2) of the Illinois Environmental Protection Act (415 ILCS 5/40(a)(2)), provided that such final action be taken by September 17, 2009.

Respectfully submitted,

BUGAIESKI OIL COMPANY, Petitioner,

By: MOHAN, ALEWELT, PRILLAMAN & ADAMI

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