

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>PILKINGTON NORTH AMERICA, INC.,</b>	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 08-90
	)	(Permit Appeal – Air)
<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
	)	
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: /s/  
Kurt A. Kissling

Dated: May 22, 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 22nd day of May, 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  
May 22, 2009.

/s/  
\_\_\_\_\_  
Jennifer Riley

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	)	
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**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: May 22, 2009