## **BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

CANCER TREATMENT CENTERS OF AMERICA, INC.,	)
Petitioner, v.	) )
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,	) )    PCB 10-33 )
Respondent	)

## NOTICE OF LIMITED TIME CERTAIN WAIVER OF 120-DAY DECISION DEADLINE

NOW COMES Petitioner, CANCER TREATMENT CENTERS OF AMERICA, INC. ("CANCER TREATMENT CENTERS"), by its attorney, S. Keith Collins, pursuant to 35 III. Admin. Code § 101.308(c)(2), and hereby agrees to a limited time certain waiver extending the statutory 120-day decision deadline from May 20, 2010 to September 2, 2010. In support of this Notice, CANCER TREATMENT CENTERS states as follows:

1. On November 12, 2009, CANCER TREATMENT CENTERS timely filed a Petition asking the Illinois Pollution Control Board ("**BOARD**") to review an October 9, 2009 determination of the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY ("**AGENCY**").

2. On December 9, 2009, CANCER TREATMENT CENTERS filed a limited time certain waiver extending the statutory 120-day decision deadline to May 20, 2010 to facilitate a conference and dialogue between representatives and counsel of both CANCER TREATMENT CENTERS and the AGENCY.

Electronic Filing - Received, Clerk's Office, February 24, 2010

3. At the conclusion of that conference, which occurred earlier this month, it appeared that this Appeal can only be resolved by a decision of the BOARD.

4. Accordingly, to accommodate the anticipated briefing schedule and allow the BOARD ample time to reach its decision, CANCER TREATMENT CENTERS hereby agrees to a second limited time certain waiver extending the statutory 120-day decision deadline from May 20, 2010 to September 2, 2010.

WHEREFORE, Petitioner, CANCER TREATMENT CENTERS OF AMERICA, INC., requests that the Illinois Pollution Control Board accept this limited time certain waiver and extend the statutory 120-day decision deadline to September 2, 2010.

CANCER TREATMENT CENTERS OF AMERICA, INC., Petitioner

By:

S! Keith Collins, its attorney

Dated February 24, 2010.

S. Keith Collins 1033 Skokie Boulevard – Suite 250 Northbrook, Illinois 60062 Telephone: 847/831-2178 Facsimile: 847/919-4616 Email: keith@collinslawyer.com

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Petitioner, v.	) ) )
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## NOTICE OF FILING AND PROOF OF SERVICE

To:	John T. Therriault	Bradley P. Halloran	James G. Richardson
	Assistant Clerk	Hearing Officer	Illinois Environmental Protection Agency
	Illinois Pollution Control Board	Illinois Pollution Control Board	Division of Legal Counsel
	State of Illinois Center	State of Illinois Center, Suite 11-500	1021 North Grand Avenue East
	100 West Randolph, Suite 11-500	100 W. Randolph Street	Post Office Box 19276
	Chicago, Illinois 60601	Chicago, Illinois 60601	Springfield, Illinois 62794-8276
	312/814-3620	312/814-8917	217/782-5544

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[n] NOTICE OF LIMITED TIME CERTAIN WAIVER OF 120-DAY DECISION DEADLINE, a copy of which is herewith served upon the Clerk of the Illinois Pollution Control Board and upon James G. Richardson, Division of Legal Counsel, Illinois Environmental Protection Agency.

The undersigned hereby certifies that a true and correct copy of this Notice of Filing and Proof of Service, together with a copy of the document described above, were today served upon the persons and entities identified above: to John T. Therriault via electronic mail; and upon Bradley P. Halloran and James G. Richardson by enclosing same in envelopes addressed to such persons and entities, with postage fully prepaid, by depositing said envelopes in a local U.S. Post Office Mailbox at 1033 Skokie Boulevard, Northbrook, Illinois on February 24, 2010.

> Respectfully submitted, CANCER TREATMENT CENTERS OF AMERICA, INC., Petitioner

By:

✓ ダ. Keith Collins, its attorney

S. Keith Collins 1033 Skokie Boulevard – Suite 250 Northbook, Illinois 60062 Telephone: 847/831-2178