BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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CONGRESS DEVELOPMENT COMPANY,

Petitioner,

v.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,

Respondent.

PCB 11-90 (Permit Appeal – Land)

PCB 12-12 (Permit Appeal - Land)



STATE OF ILLINOIS Pollution Control Board

RIGINAL

PETITIONER CONGRESS DEVELOPMENT COMPANY'S WAIVER OF DECISION DEADLINE

Petitioner Congress Development Company ("Congress") waives the 120-day decision

deadline in Section 40(a)(2) of the Illinois Environmental Protection Act, 415 ILCS 5/40(a)(2),

for the above-referenced proceedings, or any consolidated matter resulting from those

proceedings, and agrees to extend the decision deadline for both proceedings until December 2,

2011.

Dated: July 25, 2011

Respectfully Submitted,

By:

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Russell R. Eggert Andrew L. Schulkin LATHROP & GAGE LLP 100 N. Riverside Plaza Suite 2100 Chicago, Illinois 60606 312.920.3300 (Telephone) 312.920.3301 (Facsimile)

Attorneys for Petitioner Congress Development Company



JUL 2 5 2011

STATE OF ILLINOIS

Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on July 25, 2011, Petitioner Congress Development Company's Waiver of Decision Deadline was served upon the following

by hand delivery:

John Therriault Assistant Clerk Illinois Pollution Control Board 100 West Randolph Street Suite 11-500 Chicago, Illinois 60601 by U.S. first class mail:

Elizabeth A. Wallace Gerald T. Karr Office of the Attorney General 69 West Washington Street Suite 1800 Chicago, Illinois 60602

by U.S. first class mail:

Division of Legal Counsel Illinois Environmental Protection Agency 1021 North Grand Avenue East P. O. Box 19276 Springfield, Illinois 62794-9276

By:

8 P.O.O. -

Russell R. Eggert Andrew L. Schulkin LATHROP & GAGE LLP 100 N. Riverside Plaza Suite 2100 Chicago, Illinois 60606 312.920.3300 (Telephone) 312.920.3301 (Facsimile)

Attorneys for Petitioner Congress Development Company