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request later that year. An additional revision was completed in 2010, again at the specific request of the IEPA Permit Section personnel. Once the FESOP permit is issued, the agreed upon permit conditions will establish allowable emissions for the facility under 25 tons per year. As noted above, the actual emissions from this facility are less than half of that allowable amount.

On information and belief, the present small emissions rate of Petitioner has resulted in its permit application languishing at the Agency due to shortages of personnel and time. Petitioner is patiently waiting for the Agency to act on its pending application.

Undersigned counsel has discussed and communicated in writing with Robb Layman, attorney for the Agency. We have indicated (and believe IEPA agrees) that there is nothing to be gained by moving this appeal to trial. Further cost should not be visited on Petitioner for State delays. We have indicated to the IEPA that W.R. Meadows would be willing to accept a stipulation by the Agency that it will act by a time certain to make a permit decision on the presently pending application, and the Board could continue the case to that date. Alternatively, we would agree to an order that continues this appeal generally until the Agency acts on the pending application.

Dated: October 28, 2013

Respectfully submitted,

On behalf of W.R. Meadows, Inc.

/s/ Harvey M. Sheldon
Harvey M. Sheldon

One of Its Attorneys

Harvey M. Sheldon
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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

W.R. MEADOWS, INC.,

Petitioner,

vs.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Respondent.

Case No. PCB 97-195
(Permit Appeal - Air)

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JUL 26 2013

STATE OF ILLINOIS
Pollution Control Board

NOTICE OF FILING

TO: Carol Webb, Hearing Officer Illinois Pollution Control Board 1021 North Grand Avenue, East P.O. Box 19274 Springfield, IL 62794-9274	Robb H. Layman, Esq. Illinois Environmental Protection Agency 1021 North Grand Avenue, East P.O. Box 19276 Springfield, IL 62794-9276
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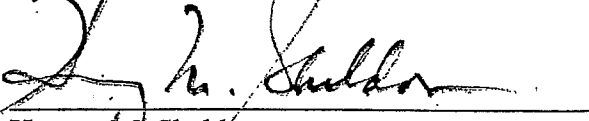
PLEASE TAKE NOTICE that on this 26th day of July, 2013, a copy of the attached
Substitute Appearance and related Certificate of Service were filed with the Office of the Clerk
of the Illinois Pollution Control Board, a copy of which is herewith served on you.

Dated: July 26, 2013

Respectfully Submitted,

On behalf of W.R. MEADOWS, INC., Petitioner

By: Hinshaw & Culbertson LLP



Harvey M. Sheldon
One of Its Attorneys

HARVEY M. SHELDON
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EXHIBIT

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SUBSTITUTE APPEARANCE

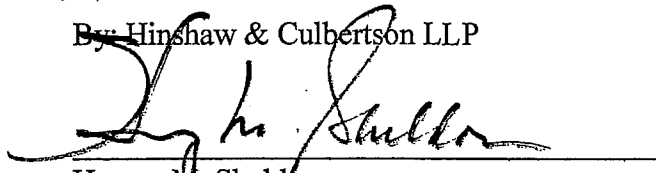
NOW COMES the Petitioner, W.R. MEADOWS, INC., by and through its attorneys, Harvey M. Sheldon, and Hinshaw & Culbertson LLP, and files its Substitute Appearance. Jon Faletto has withdrawn from the firm. The undersigned will serve as Counsel for Petitioner henceforth. Please send all notices, orders and other communications to:

Harvey M. Sheldon, Esq.
Hinshaw & Culbertson LLP
222 North LaSalle Street
Chicago, IL 60601

Respectfully Submitted,

On behalf of **W.R. MEADOWS, INC.**

By: Hinshaw & Culbertson LLP


Harvey M. Sheldon
One of Its Attorneys

July 26, 2013

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on this 26th day of July 2013, I have filed with the Clerk and served the attached *Substitute Appearance* and related Notice of Filing, by depositing same via First Class U.S. Mail with proper postage prepaid, upon the following persons:

John T. Therriault, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, IL 60601

Robb Layman, Esq.
Assistant Counsel - Bureau of Air
Division of Legal Counsel
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

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

Dated: July 26, 2013

Respectfully Submitted,

On behalf of W.R. MEADOWS, INC., Petitioner

By: *Harvey M. Sheldon*
Harvey M. Sheldon

Harvey M. Sheldon
One of Its Attorneys

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