





Fax: 312-704-3001

E-Mail: [hsheldon@hinshawlaw.com](mailto:hsheldon@hinshawlaw.com)



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., Petitioner

/s/ Harvey M. Sheldon

Harvey M. Sheldon

One of Its Attorneys

Harvey M. Sheldon  
HINSHAW & CULBERTSON LLP  
222 N. LaSalle Street, Suite 300  
Chicago, IL 60601

Tel. 312-704-3504

Fax: 312-704-3001

E-mail: [hsheldon@hinshawlaw.com](mailto:hsheldon@hinshawlaw.com)

[Click here to enter text.](#)