

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

FLINT HILLS RESOURCES	)	
JOLIET, LLC,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 16-24
	)	(Variance – Water)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

TO: Mr. John T. Therriault	Bradley P. Halloran
Assistant Clerk of the Board	Hearing Officer
Illinois Pollution Control Board	Illinois Pollution Control Board
James R. Thompson Center	James R. Thompson Center
100 West Randolph, Suite 11-500	100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601	Chicago, Illinois 60601
<b>(VIA ELECTRONIC MAIL)</b>	<b>(VIA FIRST CLASS MAIL)</b>

**(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 **NOTICE OF WAIVER OF 120-DAY DECISION DEADLINE**, a copy of which is herewith served upon you.

Respectfully submitted,

FLINT HILLS RESOURCES JOLIET, LLC,  
Petitioner,

Dated: October 26, 2015

By: /s/ Matthew C. Read  
One of Its Attorneys

Katherine D. Hodge  
Matthew C. Read  
HODGE DWYER & DRIVER  
3150 Roland Avenue  
Post Office Box 5776  
Springfield, Illinois 62705  
(217) 523-4900

**CERTIFICATE OF SERVICE**

I, Matthew C. Read, the undersigned, hereby certify that I have served the attached

NOTICE OF WAIVER OF 120-DAY DECISION DEADLINE upon:

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

via electronic mail, on October 26, 2015; and upon:

Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph Street, Suite 11-500  
Chicago, Illinois 60601

Albert Ettinger, Esq.  
Attorney at Law  
53 W. Jackson, Suite 1664  
Chicago, Illinois 60604

Sara Terranova, Esq.  
Stefanie N. Diers, Esq.  
Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
Post Office Box 19276  
Springfield, Illinois 62794-9276

by depositing said documents in the United States Mail, postage prepaid, in Springfield, Illinois  
on October 26, 2015.

/s/ Matthew C. Read  
Matthew C. Read

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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JOLIET, LLC,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 16-24
	)	(Variance – Water)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**NOTICE OF WAIVER OF 120-DAY DECISION DEADLINE**

NOW COMES Petitioner, FLINT HILLS RESOURCES JOLIET, LLC (“Petitioner”), by and through its attorneys, HODGE DWYER & DRIVER, pursuant to 35 Ill. Admin. Code § 101.308(c)(2), and hereby waives the statutory 120-day decision deadline for final action by the Illinois Pollution Control Board (“Board”) in this proceeding until April 7, 2016. In support of this Notice, Petitioner states as follows:

1. On July 21, 2015, Petitioner filed its Petition for Variance (“Petition”) requesting a variance from the deadline for complying with temperature standards at 35 Ill. Admin. Code §§ 302.408(b), (c), (d), (e), (f), and (i) for its Channahon Facility pursuant to the terms and conditions outlined in its Petition.
2. On August 6, 2015, the Board accepted the Petition.
3. The current statutory decision deadline for this matter is February 18, 2016.
4. Petitioner hereby voluntarily agrees to waive the statutory 120-day decision deadline until April 7, 2016.

WHEREFORE, Petitioner, FLINT HILLS RESOURCES JOLIET, LLC, prays that the Illinois Pollution Control Board accept this waiver of the statutory 120-day decision deadline for final action on Petitioner's Petition for Variance.

Respectfully submitted,

FLINT HILLS RESOURCES, LLC,  
Petitioner,

Dated: October 26, 2015

By: /s/ Matthew C. Read  
Matthew C. Read

Katherine D. Hodge  
Matthew C. Read  
HODGE DWYER & DRIVER  
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