

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
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 ELECTRONIC 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: July 7, 2016

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

Katherine D. Hodge  
Matthew C. Read  
HEPLERBROOM, LLC  
3150 Roland Avenue  
Springfield, Illinois 62703  
[Katherine.Hodge@heplerbroom.com](mailto:Katherine.Hodge@heplerbroom.com)  
[Matthew.Read@heplerbroom.com](mailto:Matthew.Read@heplerbroom.com)  
(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  
Clerk of the Board  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601  
[John.Therriault@illinois.gov](mailto:John.Therriault@illinois.gov)

Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph Street, Suite 11-500  
Chicago, Illinois 60601  
[Brad.Holloran@illinois.gov](mailto:Brad.Holloran@illinois.gov)

via electronic mail, on July 7, 2016; and upon:

Albert Ettinger, Esq.  
Attorney at Law  
53 W. Jackson, Suite 1664  
Chicago, Illinois 60604  
[Ettinger.albert@gmail.com](mailto:Ettinger.albert@gmail.com)

Sara Terranova, Esq.  
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by depositing said documents in the United States Mail, postage prepaid, in Springfield, Illinois on July 7, 2016.

/s/ Matthew C. Read

Matthew C. Read

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	)	(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, HEPLERBROOM, LLC, 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 December 15, 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 October 6, 2016.
4. Petitioner hereby voluntarily agrees to waive the statutory 120-day decision deadline until December 15, 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: July 7, 2016

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

Katherine D. Hodge  
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