

ORIGINAL

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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JAN 17 2006

STATE OF ILLINOIS  
Pollution Control Board

MAC'S CONVENIENCE STORES LLC,	)	
Petitioner,	)	PCB 05-124
	)	(UST APPEAL)
vs.	)	
	)	
	)	
ILLINOIS ENVIRONMENTAL PROTECTION	)	
AGENCY,	)	
Respondent.	)	

**NOTICE OF FILING**

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

John J. Kim  
Assistant Counsel  
Special Assistant Attorney General  
Division of Legal Counsel  
1021 N. Grand Avenue East  
P.O. Box 19276  
Springfield, IL 62794-9276

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board a Fifth Limited Waiver of Decision Deadline, a copy of which is attached.

Respectfully submitted,

HATCHETT & HAUCK LLP

Dated: January 10, 2006



David L. Hatchett, IN Atty #19383-49  
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ILLINOIS ENVIRONMENTAL PROTECTION	)	
AGENCY,	)	
Respondent.	)	

**FIFTH LIMITED WAIVER OF DECISION DEADLINE**

Petitioner Mac's Convenience Stores LLC ("Mac's"), pursuant to 35 Ill. Adm. Code 101.308(c)(2), hereby waives for an additional fifty-six (56) days the decision deadline for the Illinois Pollution Control Board to render its decision regarding Mac's appeal of the Illinois Environmental Protection Agency's Final Decision in the above cause, to and including June 1, 2006. As indicated in the Hearing Officer Order dated January 5, 2006, the decision deadline is currently April 6, 2006. Because this decision deadline is being waived for fifty-six (56) days, the new decision deadline for the Board is now June 1, 2006.

Respectfully submitted,

HATCHETT & HAUCK LLP

Dated: January 10, 2006




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**CERTIFICATE OF SERVICE**  
STATE OF ILLINOIS  
Pollution Control Board

I, the undersigned attorney at law, hereby certify that on January 10, 2006, I served a true and accurate copy of the foregoing, by placing a true and correct copy in a properly sealed and addressed envelope and by depositing said sealed envelope in a U.S. mail drop box located within Indianapolis, Indiana, with sufficient First Class Mail postage affixed thereto, upon each of the following named persons:

Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
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P.O. Box 19274  
Springfield, IL 62794-9274

John J. Kim  
Assistant Counsel  
Special Assistant Attorney General  
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David L. Hatchett