

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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OCT 10 2006

STATE OF ILLINOIS
Pollution Control Board

J.D. STRETT & COMPANY, INC.)	
Petitioner,)	
)	
v.)	PCB 07-6
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
Respondent.)	

NOTICE OF FILING AND PROOF OF SERVICE

TO: Dorothy Gunn, Clerk
 Illinois Pollution Control Board
 100 West Randolph Street
 State of Illinois Building, Suite 11-500
 Chicago, IL 60601

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

Melanie A. Jarvis
 Division of Legal Counsel
 Illinois Environmental Protection Agency
 1021 North Grand Avenue East
 P.O. Box 19276
 Springfield, IL 62794-9276

PLEASE BE ADVISED THAT we are today filing with the Pollution Control Board by U.S. mail the original and nine (9) copies of Petitioner's Waiver of Deadline for Decision, a copy of which is attached hereto.

The undersigned hereby certifies that a true and correct copy of this Notice of Filing, together with a copy of the document described above, were today served upon the hearing officer and counsel of record of all parties to this cause by enclosing same in envelopes addressed to such attorneys at their business addresses as disclosed by the pleadings of record herein, with postage fully prepaid, and by depositing same in the U.S. Mail in Springfield, Illinois on the 5th day of October, 2006.



 Patrick D. Shaw

MOHAN, ALEWELT, PRILLAMAN & ADAMI
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THIS FILING SUBMITTED ON RECYCLED PAPER

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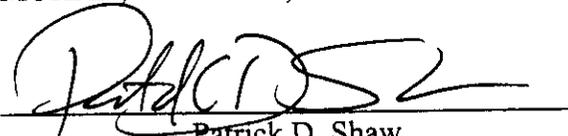
WAIVER OF DEADLINE FOR DECISION

NOW COMES Petitioner, J.D. STRETT & COMPANY, INC., by its undersigned attorneys, retracts the waiver of deadline for decision dated October 4, 2006 at the request of the Hearing Officer as ambiguous and files this waiver of deadline pursuant to Section 101.308(c)(1) of the Board's Procedural Rules, 35 Ill. Adm. 101.308(c)(1) hereby waiving its right to a decision within 180 days of filing, as provided in Section 40(a)(2) of the Illinois Environmental Protection Act (415 ILCS 5/40(a)(2)), provided that such final action be taken on June 21, 2007.

Respectfully submitted,

J.D. STRETT & COMPANY, INC., Petitioner,

By: MOHAN, ALEWELT, PRILLAMAN & ADAMI

By: 
 Patrick D. Shaw

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