

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| | | |
|------------------------|---|---------------|
| TED'S CITGO, |) | |
| <i>Petitioner,</i> |) | |
| |) | |
| v. |) | PCB No. 07-66 |
| |) | (LUST APPEAL) |
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY, |) | |
| <i>Respondent.</i> |) | |

**OPEN WAIVER OF THE MANDATORY DECISION DATE
AND REQUEST FOR POSTPONEMENT OF HEARING**

Pursuant to Board Rule 105.114(a), 35 ILL. ADM. CODE § 105.114(a), to the statutory provisions implemented thereby, petitioner Ted's Citgo ("Citgo"), by its attorneys in this regard, The Sharp Law Firm, P.C., submits an open waiver of the mandatory final decision date set forth in Rule 105.114, 35 ILL. ADM. CODE § 105.114.

January 30, 2007

TED'S CITGO

By /s/ Mandy L. Combs
One of its Attorneys

John T. Hundley
Mandy L. Combs
THE SHARP LAW FIRM, P.C.
P.O. Box 906 – 1115 Harrison
Mt. Vernon, IL 62864
618-242-0246
Counsel for Petitioner Ted's Citgo

CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that I served the foregoing document:

Upon the Clerk by Facsimile to 312-814-3669 and Mail to:

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street
Suite 11-500
Chicago, IL 60601

Upon the Agency by Facsimile to 217-782-9807 and Mail to:

William D. Ingersoll
Managing Attorney
Illinois Environmental Protection Agency
1021 N. Grand Ave. East
Springfield, IL 62702

Upon the Hearing Officer by Facsimile to 312-814-3669 and Mail to:

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

I further certify that I caused the facsimile transmissions to be made through an automated system which confirms their receipt and that I caused the mailed copies to be deposited in the United States Post Office Mail Box at 14th and Main Streets in Mt. Vernon, Illinois, in sealed envelopes with proper first class postage prepaid, before 6:00 p.m. this date, addressed as stated above.

January 30, 2007

/s/ Mandy L. Combs
Mandy L. Combs

John T. Hundley
Mandy L. Combs
THE SHARP LAW FIRM, P.C.
P.O. Box 906 – 1115 Harrison
Mt. Vernon, IL 62864
618-242-0246
Counsel for Petitioner Ted's Citgo
sara/wpdocs/USI-Citgo/OpenWaiver.doc.