

CERTIFICATE OF SERVICE

I, Thomas G. Safley, the undersigned, hereby certify that I have served the attached NOTICE OF WAIVER OF 120-DAY DECISION DEADLINE FOR AN ADDITIONAL 120 DAYS upon:

Ms. Dorothy M. Gunn
Clerk of the Board
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601

via electronic mail on June 15, 2007; and upon:

Bradley P. Halloran, Esq.
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601

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 June 15, 2007.

/s/ Thomas G. Safley

Thomas G. Safley

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| | | |
|-----------------------------|---|------------------------------|
| LONE STAR INDUSTRIES, INC., |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| vs. |) | PCB 07-112 |
| |) | (Construction Permit Appeal) |
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY, |) | |
| |) | |
| Respondent. |) | |

**NOTICE OF WAIVER OF 120-DAY
DECISION DEADLINE FOR AN ADDITIONAL 120 DAYS**

NOW COMES Petitioner, LONE STAR INDUSTRIES, INC., d/b/a Buzzi Unicem USA (hereinafter "Petitioner"), by and through its attorneys, HODGE DWYER ZEMAN, pursuant to 35 Ill. Admin. Code § 101.308(c)(2), and hereby agrees to waive the statutory 120-day decision deadline for final action by the Illinois Pollution Control Board in this proceeding for an additional 120 days, or until January 10, 2008. In support of this Notice, the Petitioner states as follows:

1. On May 15, 2007, Petitioner filed a Petition for Review of the construction permit granted to Petitioner by the Illinois Environmental Protection Agency on April 6, 2007. The current statutory decision deadline for this matter is September 12, 2007.

2. Petitioner hereby voluntarily agrees to waive the statutory 120-day decision deadline, for an additional 120 days, or until January 10, 2008, in order to conduct settlement negotiations in this matter.

WHEREFORE, Petitioner, LONE STAR INDUSTRIES, INC., d/b/a Buzzi Unicem USA, prays that the Illinois Pollution Control Board accept this waiver of the

statutory 120-day decision deadline for an additional 120 days for final action on
Petitioner's appeal of the construction permit issued to it by the Illinois Environmental
Protection Agency.

Respectfully submitted,

LONE STAR INDUSTRIES, INC.,
Petitioner,

By: /s/ Thomas G. Safley
One of Its Attorneys

Dated: June 15, 2007

Katherine D. Hodge
Thomas G. Safley
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LONE:001/Fil/Notice of Waiver PCB 07-112