BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

LONE	E STAR INDUSTRIES, INC.,)		
	Petitioner,)		
v. ILLINOIS ENVIRONMENTAL) PCB 07-71) (Construction Permit Appeal))		
PROTECTION AGENCY,				
	Respondent.			
NOTICE OF FILING				
TO:	Mr. John T. Therriault Assistant Clerk of the Board Illinois Pollution Control Board 100 West Randolph Street Suite 11-500 Chicago, Illinois 60601 (VIA ELECTRONIC MAIL)	Carol Webb, Esq. Illinois Pollution Control Board 1021 North Grand Avenue East Post Office Box 19274 Springfield, Illinois 62794-9274 (VIA FIRST CLASS MAIL)		
(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 FOR AN ADDITIONAL 60 DAYS , a copy of which is herewith served upon you.				
		Respectfully submitted,		
		LONE STAR INDUSTRIES, INC., Petitioner,		
Dated: June 13, 2008		By: /s/ Thomas G. Safley One of Its Attorneys		
Thoma HODO 3150 I Post C Spring	rine D. Hodge as G. Safley GE DWYER ZEMAN Roland Avenue Office Box 5776 gfield, Illinois 62705-5776 523-4900			

THIS FILING SUBMITTED ON RECYCLED PAPER

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

Mr. John T. Therriault Assistant Clerk of the Board Illinois Pollution Control Board 100 West Randolph Street Suite 11-500 Chicago, Illinois 60601

ADDITIONAL 60 DAYS upon:

via electronic mail on June 13, 2008; and upon:

Carol Webb, Esq.

Hearing Officer

Illinois Pollution Control Board

1021 North Grand Avenue East

Post Office Box 19274

Springfield, Illinois 62794-9274

Robb H. Layman, Esq.

Assistant 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 13, 2008.

/s/ Thomas G. Safley
Thomas G. Safley

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

LONE STAR INDUSTRIES, INC.,)	
)	
Petitioner,)	
)	
VS.)	PCB 07-71
)	(Construction Permit Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

NOTICE OF WAIVER OF 120-DAY DECISION DEADLINE FOR AN ADDITIONAL 60 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 60 days, or until November 17, 2008. In support of this Notice, Petitioner states as follows:

- 1. On January 29, 2007, Petitioner filed a Petition for Review of the revised construction permit granted to Petitioner by the Illinois Environmental Protection Agency on December 22, 2006.
- On April 4, 2008, Petitioner filed its sixth Notice of Waiver of 120-Day
 Decision Deadline in this matter. The current statutory deadline for this matter is
 September 18, 2008.
- 3. Petitioner hereby voluntarily agrees to waive the statutory 120-day decision deadline for an additional 60 days, or until November17, 2008, in order to continue 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 60 days for final action on Petitioner's appeal of the revised 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 13, 2008

Katherine D. Hodge Thomas G. Safley HODGE DWYER ZEMAN 3150 Roland Avenue Post Office Box 5776 Springfield, Illinois 62705-5776 (217) 523-4900

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