

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

BUGAIESKI OIL COMPANY,	)	
Petitioner,	)	
	)	
v.	)	PCB No. 09-49
	)	(LUST Permit Appeal)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
Respondent.	)	

**NOTICE OF FILING AND PROOF OF SERVICE**

To:	John T. Therriault, 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 North Grand Avenue East PO 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 TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board, pursuant to Board Procedural Rule 101.302 (d), a Waiver of Deadline for Decision, a copy of which is herewith served upon the Illinois Environmental Protection Agency.

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 pleading of record herein, with postage fully prepaid, and by depositing same in the U.S. Mail in Springfield, Illinois on the 30<sup>th</sup> day of November, 2009.

Respectfully submitted,  
BUGAIESKI OIL COMPANY,

BY: MOHAN, ALEWELT, PRILLAMAN & ADAMI

By: /s/ Patrick D. Shaw  
Patrick D. Shaw

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THIS FILING SUBMITTED ON RECYCLED PAPER

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**WAIVER OF DEADLINE FOR DECISION**

NOW COMES Petitioner, BUGAIESKI OIL COMPANY, by its undersigned attorneys, pursuant to Section 101.308(c)(1) of the Board's Procedural Rules, 35 Ill. Adm. Code 101.308(c)(1), hereby waives 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 by April 15, 2010.

Respectfully submitted,

BUGAIESKI OIL COMPANY, Petitioner,

By: MOHAN, ALEWELT, PRILLAMAN & ADAMI

By: /s/ Patrick D. Shaw

Patrick D. Shaw

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