

BEFORE THE POLLUTION CONTROL BOARD
OF THE STATE OF ILLINOIS

GARY COOPER,)
Petitioner,)
v.) PCB 11-89
) (LUST Appeal)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Respondent.)

NOTICE OF FILING AND PROOF OF SERVICE

TO: John T. Therriault, Clerk Bill Ingersoll
Illinois Pollution Control Board Illinois Environmental Protection Agency
100 West Randolph Street 1021 N. Grand Avenue East
State of Illinois Building, Suite 11-500 P.O. Box 19276
Chicago, IL 60601 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 Decision Deadline, a copy of which is herewith served upon the hearing officer and upon the attorneys of record in this cause.

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 and to said hearing officer with postage fully prepaid, and by depositing said envelopes in a U.S. Post Office mailbox in Springfield, Illinois on the 3rd day of February, 2012.

Respectfully submitted,
GARY COOPER, Petitioner

BY: MOHAN, ALEWELT, PRILLAMAN & ADAMI

BY: /s/ Patrick D. Shaw

MOHAN, ALEWELT, PRILLAMAN & ADAMI
1 North Old Capitol Plaza, Suite 325
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WAIVER OF DEADLINE FOR DECISION

NOW COMES Petitioner, Gary Cooper, by its undersigned attorney, 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 August 23, 2012.

Respectfully submitted,
GARY COOPER, Petitioner,

By: MOHAN, ALEWELT, PRILLAMAN & ADAMI

By: /s/ Patrick D. Shaw

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C:\Mapa\EMI\Gary Cooper\Waiver 11-89 Dec Deadline 8-23-12.wpd\lck 2/3/12 9:43 am

THIS FILING SUBMITTED ON RECYCLED PAPER