

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PRAIRIE RIVERS NETWORK and SIERRA CLUB,

Petitioners,

v.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY and PEABODY GATEWAY NORTH MINING, LLC,

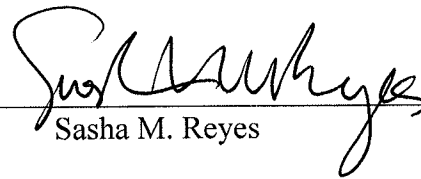
Respondents.

PCB 13-21  
(Third Party NPDES Permit Appeal)

**NOTICE OF FILING**

To: See Attached Certificate of Service

PLEASE TAKE NOTICE that on December 7, 2012, we electronically filed with the Office of the Clerk of the Illinois Pollution Control Board the attached **Waiver of Decision Date** on behalf of Peabody Gateway North Mining, LLC, copies of which are attached hereto and hereby served upon you.



Sasha M. Reyes

Dated: December 7, 2012

John Watson  
Sasha M. Reyes  
BAKER & MCKENZIE LLP  
300 East Randolph Street  
Suite 5000  
Chicago, IL 60601  
312-861-8000

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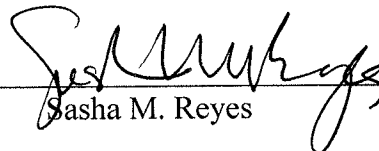
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**WAIVER OF DECISION DATE**

NOW COMES Respondent, Peabody Gateway North Mining, LLC, by and through its attorneys, Baker & McKenzie LLP, and waives the Board's statutory decision date in this matter from March 4, 2013 to May 16, 2013.

Respectfully submitted,

  
Sasha M. Reyes

Dated: December 7, 2012

John Watson  
Sasha M. Reyes  
BAKER & MCKENZIE LLP  
300 East Randolph Street  
Suite 5000  
Chicago, IL 60601  
312-861-8000

**CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing **Waiver of Decision Date** on behalf of Peabody Gateway North Mining, LLC were served on this 7<sup>th</sup> day of December, 2012,

Upon the following electronically:

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

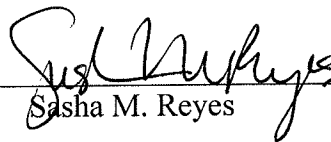
And upon the following by U.S. First Class Mail:

Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
P.O. Box 19274  
Springfield, IL 62794-9274

Division of Legal Counsel  
Illinois Environmental Protection Agency  
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Sasha M. Reyes