

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS RAILWAY, LLC,)	
)	
)	
)	
Petitioner,)	
)	
v.)	PCB 17-54
)	(USTAppeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

NOTICE OF FILING

To: Those Individuals as Listed on attached Certificate of Service

Please take notice that on September 7, 2017, the undersigned caused to be filed with the Clerk of the Illinois Pollution Control Board a **Waiver of Decision Date**, a copy of which is herewith served upon you.

/s/ David L. Rieser
By: One of the Attorneys for Illinois Railway, LLC

David L. Rieser
Attorney for Petitioner
K&L Gates LLP
70 W. Madison Street,
Suite 3100
Chicago, IL 60602
(312) 807 4359

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WAIVER OF DECISION DATE

NOW COMES the Petitioner, by its attorneys, David L. Rieser and K&L Gates LLP and waives the Board's statutory decision date in this matter until **March 23, 2018**.

Respectfully submitted,

Dated: September 7, 2017

/s/ David L. Rieser

David L. Rieser
Attorney for Petitioner
K&L Gates LLP
70 W. Madison Street,
Suite 3100
Chicago, IL 60602
(312) 807 4359

CERTIFICATE OF SERVICE

I, David L. Rieser, an attorney for Petitioner, hereby certify that I served a copy of **Waiver of Decision Date** upon those listed below on September 7, 2017 via the Illinois Pollution Control Board Clerk's Office Online (COOL) electronic filing system and via U.S. mail:

Melanie Jarvis
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-5544
Melanie.Jarvis@illinois.gov

Don Brown, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, IL 60601

Bradley P. Halloran, Hearing Officer
Illinois Pollution Control Board James
R. Thompson Center
100 West Randolph St., Suite 11-500
Chicago, IL 60601

/s/ David L. Rieser_____