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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

AUG 4 2003

WARECO SERVICE, INC.)
)
Petitioner,)
)
v.)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY)
)
Respondent.)

STATE OF ILLINOIS
Pollution Control Board

PCB No. 03-160
(UST - Petition
for Review)

NOTICE OF FILING

TO: Ms. Dorothy M. Gunn
Clerk of the Board
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601
(VIA FIRST CLASS MAIL)

Carol Sudman, Esq.
Hearing Officer
Illinois Pollution Control Board
600 South Second Street
Suite 402
Springfield, Illinois 62704
(VIA FIRST CLASS MAIL)

(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 an original and nine copies each of a **NOTICE OF WAIVER OF 120-DAY DECISION DEADLINE FOR AN ADDITIONAL SIXTY (60) DAYS** and an **ENTRY OF APPEARANCE OF CASSANDRA L. KARIMI**, copies of which are herewith served upon you.

Respectfully submitted,

WARECO SERVICE, INC.,
Petitioner,

Dated: August 1, 2003
Edward W. Dwyer
Cassandra L. Karimi
HODGE DWYER ZEMAN
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900

By: Cassandra Karimi
One of Its Attorneys

CERTIFICATE OF SERVICE

I, Cassandra L. Karimi, the undersigned, certify that I have served the attached
NOTICE OF WAIVER OF 120-DAY DECISION DEADLINE FOR AN ADDITIONAL
SIXTY (60) DAYS and ENTRY OF APPEARANCE OF CASSANDRA L. KARIMI

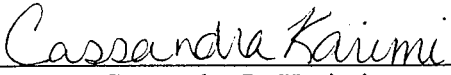
upon:

Ms. Dorothy M. Gunn
Clerk of the Board
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601

Carol Sudman, Esq.
Hearing Officer
Illinois Pollution Control Board
600 South Second Street
Suite 402
Springfield, Illinois 62704

John J. Kim, Esq.
Special Assistant Attorney General
Division of Legal Counsel
Illinois Environmental Protection Agency
Division of Legal Counsel
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276

by depositing said documents in the United States Mail in Springfield, Illinois, postage
prepaid, on August 1, 2003.


Cassandra L. Karimi

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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**NOTICE OF WAIVER OF 120-DAY DECISION
DEADLINE FOR AN ADDITIONAL SIXTY (60) DAYS**

NOW COMES Petitioner, WARECO SERVICE, INC. ("Petitioner"), by its attorneys, HODGE DWYER ZEMAN, pursuant to 35 Ill. Admin. Code § 101.308, and hereby agrees to waive the statutory 120-day decision deadline for final action by the Illinois Pollution Control Board ("Board"), in the above-referenced proceeding, for an additional sixty (60) days, or until December 19, 2003.

1. Petitioner filed a Petition for Review of Agency Determination Regarding Amended Site Classification Work Plan Budget ("Petition") with the Board on March 24, 2003.
2. On April 3, 2003, the Board accepted this matter for hearing. The statutory decision deadline in this matter was originally July 22, 2003.
3. On May 28, 2003, Petitioner filed a Notice of Waiver of 120-day decision deadline for an additional ninety (90) days, or until October 20, 2003. The Board subsequently accepted this waiver.

4. The parties are currently engaged in discussions that may result in the resolution of this matter. However, due to unexpected delays, these negotiations could possibly extend beyond the statutory decision deadline of October 20, 2003.

5. Therefore, Petitioner hereby voluntarily agrees to an additional waiver of the statutory 120-day decision deadline for sixty (60) days, or until December 19, 2003, to provide the parties with an opportunity to resolve this matter without the need for hearing.

WHEREFORE, Petitioner, WARECO SERVICE, INC., prays that the Illinois Pollution Control Board accepts this waiver of the statutory 120-day decision deadline for an additional sixty (60) days, or until December 19, 2003, for final action on Petitioner's Petition for Review of Agency Determination Regarding Amended Site Classification Work Plan Budget.

Respectfully submitted,

WARECO SERVICE, INC.
Petitioner,

By: Cassandra Karimi
One of Its Attorneys

Dated: August 1, 2003

Edward W. Dwyer
Cassandra L. Karimi
HODGE DWYER ZEMAN
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900

WARE:001/Fil/Notice of Waiver2 - Galesburg #224

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ENTRY OF APPEARANCE OF CASSANDRA L. KARIMI

NOW COMES Cassandra L. Karimi, of the law firm of HODGE DWYER
ZEMAN, and hereby enters her appearance on behalf of Petitioner, WARECO
SERVICE, INC.

Respectfully submitted,

WARECO SERVICE, INC.,
Petitioner,

By: Cassandra Karimi
Cassandra L. Karimi

Dated: August 1, 2003

Cassandra L. Karimi
HODGE DWYER ZEMAN
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900

WARE:001/Fil/EOA4-CLK