

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

J & A INVESTORS, LLC,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB No. 14-23
	)	(Permit Appeal - Water)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

TO: Mr. John Therriault	Carol Webb, Esq.
Clerk of the Board	Hearing Officer
Illinois Pollution Control Board	Illinois Pollution Control Board
100 West Randolph Street	1021 North Grand Avenue East
Suite 11-500	Post Office Box 19274
Chicago, Illinois 60601	Springfield, Illinois 62794-9274
<b>(VIA ELECTRONIC MAIL)</b>	<b>(VIA FIRST CLASS MAIL)</b>

**(SEE 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 a copy of J & A INVESTORS, LLC's **NOTICE OF LIMITED WAIVER OF 120-DAY DECISION DEADLINE**, a copy of which is hereby served upon you.

Respectfully submitted,

J & A INVESTORS, LLC,  
Petitioner,

Dated: December 17, 2013

By: /s/ Edward W. Dwyer  
One of Its Attorneys

Edward W. Dwyer  
Joshua J. Houser  
HODGE DWYER & DRIVER  
3150 Roland Avenue  
Post Office Box 5776  
Springfield, Illinois 62705-5776  
(217) 523-4900

**CERTIFICATE OF SERVICE**

I, Edward W. Dwyer, the undersigned, certify that I have served the attached

NOTICE OF LIMITED WAIVER OF 120-DAY DECISION DEADLINE upon:

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

via electronic mail on December 17, 2013; and upon:

Carol Webb, Esq.  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
Post Office Box 19274  
Springfield, Illinois 62794-9274

Thomas E. Davis, Esq.  
Jane E. McBride, Esq.  
Office of the Illinois Attorney General  
500 South Second Street  
Springfield, Illinois 62706

Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
Post Office Box 19276  
Springfield, Illinois 62794-9276

by depositing said documents in the United States Mail, postage prepaid, in Springfield,  
Illinois, on December 17, 2013.

/s/ Edward W. Dwyer  
Edward W. Dwyer

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

J & A INVESTORS, LLC,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB No. 14-23
	)	(Permit Appeal - Air)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**NOTICE OF LIMITED WAIVER OF 120-DAY DECISION DEADLINE**

NOW COMES Petitioner, J & A INVESTORS, LLC, (“Petitioner”), by and through its attorneys, HODGE DWYER & DRIVER, pursuant to 35 Ill. Admin. Code § 101.308(c)(2), hereby agrees to a limited waiver of the statutory 120-day decision deadline for final action by the Illinois Pollution Control Board (“Board”) in this proceeding until May 15, 2014. In support of this Notice, Petitioner states as follows:

1. On September 17, 2013, Petitioner filed a Petition for Review (“Petition”) of the permit determination of the “Supplemental Permit – Application of Sludge” issued to Petitioner by the Illinois Environmental Protection Agency (“Illinois EPA”) on August 14, 2013, at Petitioner’s pork harvesting facility located in Rantoul, Illinois, and operated by Rantoul Foods LLC.
2. On October 3, 2013, the Board accepted Petitioner’s Petition for Hearing, but reserved ruling on the Motion for Stay. Board Order, *J & A Investors, LLC v. Illinois EPA*, PCB No. 14-23 (Ill.Pol.Control.Bd. Oct. 3, 2013).
3. The current statutory decision deadline for this matter is April 3, 2014.

4. Petitioner hereby voluntarily agrees to a limited waiver of the statutory 120-day decision deadline until May 15, 2014, in order to conduct settlement negotiations with Illinois EPA in this matter.

WHEREFORE, Petitioner, J & A INVESTORS, LLC, prays that the Illinois Pollution Control Board accept this limited waiver of the statutory 120-day decision deadline for final action on Petitioner's Petition for Review.

Respectfully submitted,

J & A INVESTORS, LLC,  
Petitioner,

Dated: December 17, 2013

By: /s/ Edward W. Dwyer  
Edward W. Dwyer

Edward W. Dwyer  
Joshua J. Houser  
HODGE DWYER & DRIVER  
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