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## BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

JUN 17 2004

SUTTER SANITATION, INC., and LAVONNE HAKER,	)		STATE OF ILLINOIS Pollution Control Board
Petitioners,	)		
v	) ) )	PCB No. 2004-187 (Permit Appeal - Land)	
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,	;) :)		
Respondent.	)		

## **DECISION DEADLINE WAIVER**

NOW COMES Petitioner, SUTTER SANITATION, INC., by and through its attorneys, Sorling, Northrup, Hanna, Cullen & Cochran, Ltd., Charles J. Northrup, of counsel, and pursuant to 35 Ill. Adm. Code 101.308 waives the Pollution Control Board's ("Board") deadline for final action in this matter until December 31, 2004 In support Petitioner states:

- 1. The above-captioned permit appeal was filed with the Board on or about April 26. 2004. The current decision deadline was August 26, 2004.
- 2. In order for Petitioner to pursue the filing of Summary Judgment motions and the Illinois Pollution Control Board's consideration of any such motions, additional time beyond the current decision deadline is required.

Respectfully submitted,

SUTTER SANITATION, INC., and LAVONNE HAKER, Petitioners

By: One of Its Attorneys

## **PROOF OF SERVICE**

The undersigned hereby certifies that an original and ten (10) copies of the foregoing document were served on:

Ms. Dorothy Gunn, Clerk Pollution Control Board 100 West Randolph Street, Suite 11-500 Chicago, IL 60601

and a copy served upon the following:

Mr. John J. Kim, Attorney Illinois Environmental Protection Agency Division of Legal Counsel 1021 N. Grand Avenue, East Springfield, II. 62794-9276

Ms. Carol Sudman Hearing Office Illinois Pollution Control Board 1021 North Grand Ave. East Post Office Box 19276 Springfield, IL 62794-9274

by depositing same in the United States mail in Springfield, Illinois, on the 15 day of June, 2004, with postage fully prepaid.

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