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DEC 12 2003

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS STATE TOLL HIGHWAY )  
AUTHORITY, )

Petitioner, )

v. )

ILLINOIS ENVIRONMENTAL PROTECTION )  
AGENCY, )

Respondent. )

PCB - 03-1  
(UST Fund Appeal)


NOTICE OF FILING AND PROOF OF SERVICE

TO: Carol Sudman  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
Springfield, Illinois 62794

John Kim  
Special Assistant Attorney General  
Illinois Environmental Protection Agency  
P.O. Box 19276  
1021 North Grand Avenue, East  
Springfield, IL 62794-9276

PLEASE TAKE NOTICE that on December 12, 2003, we filed with the Clerk of the Illinois Pollution Control Board the originals and nine (9) copies each, via personal delivery, of Petitioner's Waiver of Statutory Deadline, for filing in the above-entitled cause, a copy of which is attached hereto.

The undersigned hereby certifies that true and correct copies of the Notice of Filing, together with copies of the documents described above, were served upon the above-named persons by enclosing same in envelopes addressed to said persons, and by depositing said envelopes in a United States Post Office Mail Box at Chicago, Illinois, with postage fully prepaid, on the 12th day of December, 2003.

  
Special Assistant Attorney General,  
Illinois State Toll Highway Authority

Kenneth W. Funk, Esq.  
Karen Kavanagh Mack, Esq.  
Special Assistant Attorney Generals  
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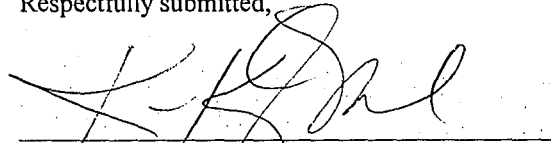
STATE OF ILLINOIS  
*Pollution Control Board*

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**WAIVER OF STATUTORY DEADLINE**

Petitioner, Illinois State Toll Highway Authority, by its attorneys Deutsch, Levy & Engel, Chartered, waives generally the statutory deadline in this matter, as described in 415 ILCS 5/40(a)(2), through and including May 13, 2004.

Respectfully submitted,



One of the attorneys for Petitioner,  
Illinois State Toll Highway Authority

Kenneth W. Funk, Esq.  
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