

JAN 28 2004

STATE OF ILLINOIS  
Pollution Control Board

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

ILLINOIS STATE TOLL HIGHWAY )  
 AUTHORITY (Belvidere North CACR), )  
 )  
 Petitioner, )  
 )  
 v. )  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

PCB 04-10  
(UST Appeal)

ILLINOIS STATE TOLL HIGHWAY )  
 AUTHORITY (Belvidere North CAP), )  
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 Petitioner, )  
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 PROTECTION AGENCY, )  
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PCB 04-11  
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(Consolidated)

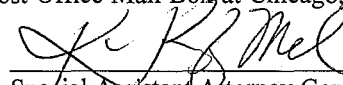
**NOTICE OF FILING AND PROOF OF SERVICE**

TO: Carol Sudman  
 Hearing Officer  
 Illinois Pollution Control Board  
 P.O. Box 19274  
 1021 North Grand Avenue, East  
 Springfield, Illinois 62704

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 January 28, 2004, 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, copies of which are 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 28<sup>th</sup> day of January, 2004.

  
 Special Assistant Attorney General,  
 Illinois State Toll Highway Authority

Kenneth W. Funk, Esq.  
 Phillip J. Zisook, Esq.  
 Karen Kavanagh Mack, Esq.  
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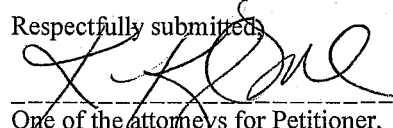
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**WAIVER OF STATUTORY DEADLINE**

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 August 11, 2004.

Respectfully submitted,

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

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Karen Kavanagh Mack, Esq.  
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