BEFORE THE POLLUTION CONTROL BOARD OF THE STATE OF ILLINOIS

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NOV 2 2 2004

WISEMAN/PJ'S SHORTSTOP,)		STATE OF ILLINOIS Pollution Control Board
Petitioner,)		
vs.)))	PCB No. 05-77 (UST Appeal)	
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	(O.D. I Happy	
Respondent.)		
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WAIVER OF DECISION DEADLINE

NOW COMES the Petitioner, Wiseman/PJ's Shortstop, by one of its attorneys, Curtis W. Martin of Shaw & Martin, P.C., and, pursuant to 35 Ill. Adm. Code 101.308(c)(2), hereby waives the decision deadline for the Illinois Pollution Control Board to render its decision regarding Wiseman's appeal of the final decision of the Illinois Environmental Protection Agency in the above cause to April 9, 2005.

Respectfully submitted,

SHAW & MARTIN, P.C.

Curtis W. Martin, Attorney for Wiseman/PJ's Shortstop, Petitioner

Curtis W. Martin

IL ARDC No. 06201592

SHAW & MARTIN, P.C.

Attorneys at Law

123 S. 10th Street, Suite 302

P.O. Box 1789

Mt. Vernon, Illinois 62864

Telephone (618) 244-1788

CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that on November ///, 2004, I served true and correct copies of a Waiver of Decision Deadline, by placing true and correct copies in properly sealed and addressed envelopes and by depositing said sealed envelopes in a U.S. mail drop box located within Mt. Vernon, Illinois, with sufficient postage affixed thereto, upon the following named persons:

Dorothy M. Gunn, Clerk Illinois Pollution Control Board State of Illinois Center 100 West Randolph Street Suite 11-500 Chicago, IL 60601 John J. Kim Assistant Counsel Special Assistant Attorney General Division of Legal Counsel 1021 North Grand Avenue, East P.O. Box 19276 Springfield, IL 62794-9276

Carol Webb Hearing Officer Illinois Pollution Control Board 1021 North Grand Avenue East P.O. Box 19274 Springfield, IL 62796-9274

> Curtis W. Martin, Attorney for Petitioner, Wiseman/PJ's Shortstop

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NOTICE

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

Carol Webb Hearing Officer Illinois Pollution Control Board 1021 North Grand Avenue East P.O. Box 19274 Springfield, IL 62794-9174 John J. Kim Assistant Counsel Special Assistant Attorney General Division of Legal Counsel 1021 North Grand Avenue, East P.O. Box 19276 Springfield, IL 62794-9276

PLEASE TAKE NOTICE that I have today filed with the office of the Clerk of the Pollution Control Board a Waiver of Decision Deadline, a copy of which is herewith served upon you.

By

Curtis W. Martin, Attorney for Wiseman/PJ's Shortstop, Petitioner

Curtis W. Martin IL ARDC No. 06201592 SHAW & MARTIN, P.C. Attorneys at Law 123 S. 10th Street, Suite 302 P.O. Box 1789 Mt. Vernon, Illinois 62864 Telephone (618) 244-1788