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# BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

APR 13 2005

ROHM AND HAAS COMPANY	) STATE OF ILLINOIS Pollution Control Board
Petitioner,	) )
<b>v.</b>	) )
ILLINOIS ENVIRONMENTAL	) PCB 05164
PROTECTION AGENCY,	) FESOP Permit Appeal )
Respondent.	) )
	, )

# **NOTICE OF FILING**

Dennis Brown Division of Legal Counsel 1021 North Grand Avenue East P.O. Box 19276 Springfield, Illinois 62794-9276 Ms. Dorothy Gunn, Clerk Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph - Suite 11-500 Chicago, Illinois 60601

Please take notice that on April 13, 2005, the undersigned caused to be filed with the Clerk of the Illinois Pollution Control Board, Petitioner's Waiver of Statutory Decision Deadline, copies of which are herewith served upon you.

Rohm and Haas Company

One of its Attorneys

A. Bruce White Christopher W. Newcomb Karaganis, White & Magel, Ltd. 414 North Orleans Street, Suite 810 Chicago, Illinois 60610 (312) 836-1177

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ROHM AND HAAS COMPANY,	APK 1 3 2005
Petitioner,	STATE OF ILLINOIS Pollution Control Board
v.	)
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,	) PCB 05-164 FESOP Permit Appeal
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	) )

#### WAIVER OF STATUTORY DECISION DEADLINE

NOW COMES Petitioner, Rohm and Haas Company (Rohm and Haas or Petitioner), and in accordance with the agreement made during the first telephonic status conference on April 11, 2005, among Petitioner, the Illinois EPA and the Illinois Pollution Control Board Hearing Officer, Petitioner hereby waives the Illinois Pollution Control Board's 120-day statutory decision deadline, up to and including, August 26, 2005.

Respectfully submitted,

**ROHM AND HAAS COMPANY** 

One of its attorneys

Bruce White Christopher Newcomb Karaganis, White & Magel, Ltd. 414 N. Orleans Street, Suite 810 Chicago, Illinois 60610 (312) 836-1177

# **CERTIFICATE OF SERVICE**

I, the undersigned, certify that I have caused the foregoing Waiver of Statutory Decision Deadline to be served in the manner indicated upon each person listed below, on this 13th day of April, 2005.

# BY U.S. MAIL:

Dennis Brown Division of Legal Counsel Illinois Environmental Protection Agency 1021 North Grand Avenue East P.O. Box 19276 Springfield, Illinois 62794-9276

### BY MESSENGER:

Ms. Dorothy Gunn, Clerk Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph - Suite 11-500 Chicago, Illinois 60601

Christopher W. Newcomb

Attorney for Petitioner, Rohm and Haas

Company