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DEC 10 2004

STATE OF ILLINOIS
Pollution Control Board

**BEFORE THE POLLUTION CONTROL BOARD
OF THE STATE OF ILLINOIS**

KELLER OIL COMPANY (Charleston),)	
)	
Petitioner,)	
)	
v.)	PCB 05-50
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

NOTICE OF FILING

TO:	John Kim	Carol Webb
	Special Assistant Attorney General	Hearing Officer
	Illinois Environmental Protection Agency	Illinois Pollution Control Board
	1021 North Grand Avenue East	1021 North Grand Avenue East
	P.O. Box 19276	P.O. Box 19274
	Springfield, Illinois 62794-9276	Springfield, Illinois 62794-9274

PLEASE TAKE NOTICE that on December 10, 2004, we filed with the Clerk of the Illinois Pollution Control Board of the State of Illinois an original, executed copy of a Limited Waiver of Statutory Deadline for Decision.

Dated: December 10, 2004

Respectfully submitted,

Keller Oil Company (Charleston)

By: Carolyn S. Hesse
One of Its Attorneys

Carolyn S. Hesse
Barnes & Thornburg
One North Wacker Drive
Suite 4400
Chicago, Illinois 60606
(312) 357-1313
206988v1

CERTIFICATE OF SERVICE

I, on oath state that I have served the attached Limited Waiver of Statutory Deadline for Decision by placing a copy in an envelope addressed to:

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

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274

from One North Wacker Drive, Suite 4400, Chicago, Illinois, before the hour of 5:00 p.m., on this 10th Day of December, 2004.



Carolyn S. Hesse

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)	
Respondent.)	

LIMITED WAIVER OF STATUTORY DEADLINE FOR DECISION

Petitioner, Keller Oil Company (Charleston), hereby agrees to waive until June 9, 2005, the deadline imposed by statute upon the Pollution Control Board for decision of the issues herein. The current statutory decision deadline is March 3, 2005.

Dated: December 10, 2004

Respectfully submitted,

Keller Oil Company (Charleston)

By: Carolyn S. Hesse
One of Its Attorneys

Carolyn S. Hesse
Barnes & Thornburg
One North Wacker Drive
Suite 4400
Chicago, Illinois 60606
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