

JUN 29 2005

STATE OF ILLINOIS
Pollution Control Board

vs.

PCB 05-124
(UST APPEAL)

Respondent.

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

John J. Kim
Assistant Counsel
Special Assistant Attorney General
Division of Legal Counsel
1021 N. Grand Avenue, East
P.O. Box 19276
Springfield, IL 62794-9276

Respectfully submitted,

Dated: June 24, 2005

D. S. A. A.

David L. Hatchett, IN Atty #19383-49
111 Monument Circle, Suite 301
Indianapolis, IN 46204-5124
Telephone: (317) 464-2621
Facsimile: (317) 464-2629
david.hatchett@h2lawyers.com
(Please note our new mailing address)

RECEIVED
CLERK'S OFFICE

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MAC'S CONVENIENCE STORES LLC,

Petitioner,

vs.

ILLINOIS ENVIRONMENTAL PROTECTION
AGENCY,

Respondent.

PCB 05-124

(UST APPEAL) STATE OF ILLINOIS
Pollution Control Board

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SECOND LIMITED WAIVER OF DECISION DEADLINE

Petitioner Mac's Convenience Stores LLC ("Mac's"), pursuant to 35 Ill. Adm. Code 101.308(c)(2), hereby waives for an additional fifty-six (56) days the decision deadline for the Illinois Pollution Control Board to render its decision regarding Mac's appeal of the Illinois Environmental Protection Agency's Final Decision in the above cause, to and including December 1, 2005. As indicated in the Hearing Officer Order dated June 9, 2005, the decision deadline is currently October 6, 2005. Because this decision deadline is being waived for fifty-six (56) days, the new decision deadline for the Board is now December 1, 2005.

Respectfully submitted,

HATCHETT & HAUCK LLP

Dated: June 24, 2004



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CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that on June 24, 2005, I served a true and accurate copy of the foregoing, by placing a true and correct copy in a properly sealed and addressed envelope and by depositing said sealed envelope in a U.S. mail drop box located within Indianapolis, Indiana, with sufficient First Class Mail postage affixed thereto, upon each of the following named persons:

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

John J. Kim
Assistant Counsel
Special Assistant Attorney General
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David L. Hatchett

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NOTICE OF FILING

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PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the Amended Appearance of David L. Hatchett on behalf of Mac's in the above referenced matter, a copy of which is herewith served upon you.

Respectfully submitted,

HATCHETT & HAUCK LLP

Dated: June 24, 2005



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ATTORNEYS FOR MAC'S
CONVENIENCE STORES LLC

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STATE OF ILLINOIS
Pollution Control Board

AMENDED APPEARANCE

To reflect our firm's new mailing address, I hereby file my Amended Appearance in this proceeding on behalf of Mac's Convenience Stores LLC. Telephone and fax numbers and email addresses remain the same.

Respectfully submitted,

HATCHETT & HAUCK LLP

Dated: June 24, 2005



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