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SEP 01 2005

STATE OF ILLINOIS  
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MAC'S CONVENIENCE STORES LLC, )  
Petitioner, )  
vs. )  
ILLINOIS ENVIRONMENTAL PROTECTION )  
AGENCY, )  
Respondent. )

PCB 05-124  
(UST APPEAL)

**NOTICE OF FILING**

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

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board a Third Limited Waiver of Decision Deadline, a copy of which is attached.

Respectfully submitted,

HATCHETT & HAUCK LLP

Dated: August 30, 2005



David L. Hatchett, IN Atty #19383-49  
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*(Please note our new mailing address)*

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vs. )  
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**THIRD 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 sixty-three (63) 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 February 2, 2006. As indicated in the Hearing Officer Order dated July 7, 2005, the decision deadline is currently December 1, 2005. Because this decision deadline is being waived for sixty-three (63) days, the new decision deadline for the Board is now February 2, 2006.

Respectfully submitted,

HATCHETT & HAUCK LLP

Dated: August 30, 2005



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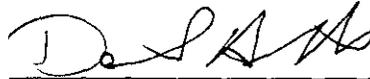
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**CERTIFICATE OF SERVICE**

I, the undersigned attorney at law, hereby certify that on August 30, 2005, I have prepared 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:

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Hearing Officer  
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David L. Hatchett