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**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD JAN 26 2005**

STATE OF ILLINOIS  
Pollution Control Board

**KIBLER DEVELOPMENT CORPORATION and  
MARION RIDGE LANDFILL, INC.,**

Petitioners,

v.

**ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,**

Respondent.

Case No. 2005-035  
Permit Appeal

**NOTICE OF FILING**

TO: Ms. Dorothy M. Gunn  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601

James Kropid  
Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 N. Grand Ave. East  
P.O. Box 19276  
Springfield, Illinois 62794-9276

Carol Webb  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601

Stephen F. Hedinger  
Hedinger Law Office  
2601 South Fifth St.  
Springfield, Illinois 62703

**PLEASE TAKE NOTICE** that on Wednesday, January 26, 2005, we filed with the Office of the Clerk of the Illinois Pollution Control Board the attached Appearance for Kibler Development Corporation and Marion Ridge Landfill, Inc., copies of which are herewith served upon you.

Respectfully submitted,

**KIBLER DEVELOPMENT CORPORATION**

By: 

One of its Attorneys

Francis X. Lyons, Esq.  
GARDNER CARTON & DOUGLAS LLP  
191 N. Wacker Drive  
Suite 3700  
Chicago, IL 60606  
(312) 569-1000

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**APPEARANCE**

Francis X. Lyons hereby files his appearance in this proceeding on behalf of Kibler Development Corporation and Marion Ridge Landfill, Inc.



Francis X. Lyons, Esq.  
GARDNER CARTON & DOUGLAS LLP  
191 N. Wacker Drive  
Suite 3700  
Chicago, IL 60606  
(312) 569-1000

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**CERTIFICATE OF SERVICE**

The undersigned, an attorney, certifies that he caused a copy of the foregoing Appearance to be served upon the following via U.S. Mail on January 26, 2005:

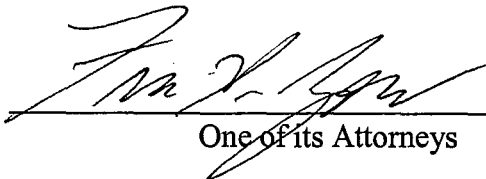
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Springfield, Illinois 62703

It is hereby certified that a true copy of the foregoing was hand delivered to the following on January 26, 2005:

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

  
\_\_\_\_\_  
One of its Attorneys

Francis X. Lyons, Esq.  
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