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BEFORE THE POLLUTION CONTROL BOARD
OF THE STATE OF ILLINOIS

DEC 02 2005

STATE OF ILLINOIS
Pollution Control Board

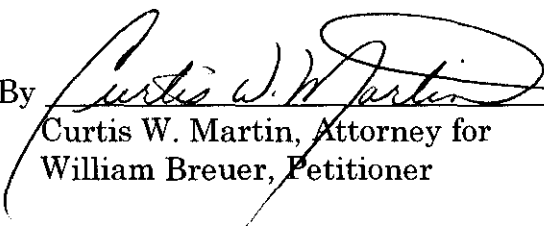
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|------------------------|---|---------------|
| WILLIAM BREUER, |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| vs. |) | PCB No. 06-25 |
| |) | (UST Appeal) |
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY, |) | |
| |) | |
| Respondent. |) | |

NOTICE

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center
100 West Randolph Street
Suite 11-500
Chicago, IL 60601

John J. Kim
Assistant Counsel
Special Assistant Attorney General
Division of Legal Counsel
1021 North 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 Motion to Continue, a copy of which is herewith served upon you.

By 
Curtis W. Martin, Attorney for
William Breuer, Petitioner

Robert E. Shaw
IL ARDC No. 03123632
Curtis W. Martin
IL ARDC No. 06201592
SHAW & MARTIN, P.C.
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| |) | |
| Respondent. |) | |

MOTION TO CONTINUE

NOW COMES the Petitioner, William Breuer, by one of his attorneys, Curtis W. Martin of Shaw & Martin, P.C., for his Motion to Continue, states as follows:

1. Hearing on Breuer's Amended Petition for Review of Final Agency Leaking Underground Storage Tank Decision was rescheduled for December 1, 2005 at 10:30 a.m.

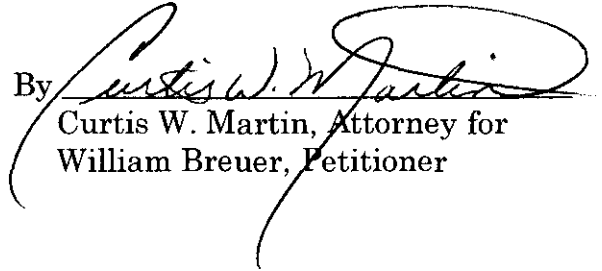
2. Respondent, Illinois Environmental Protection Agency, has not filed with the Illinois Pollution Control Board the record as required by Rules 105.410 and 105.116, 35 Ill. Adm. Code Sections 105.410 and 105.116.

3. Without the Record Breuer cannot adequately prepare for the hearing scheduled for December 1, 2005.

WHEREFORE, Petitioner, William Breuer, prays that the hearing scheduled for December 1, 2005 at 10:30 a.m. be continued to a later date a sufficient time after which the record has been filed by the Illinois Environmental Protection

Agency, and that he have such other and further relief as the Court deems just and equitable.

SHAW & MARTIN, P.C.

By 
Curtis W. Martin, Attorney for
William Breuer, Petitioner

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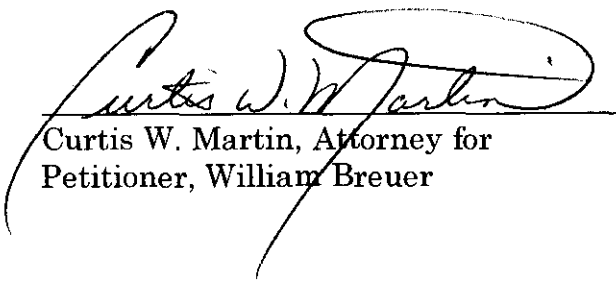
CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that on November 29, 2005, I served true and correct copies of the Motion to Continue, by placing a true and correct copy in properly sealed and addressed envelopes and by depositing said sealed envelopes in a U.S. mail drop box located within Mt. Vernon, Illinois, with sufficient postage affixed thereto, upon the following named persons:

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center
100 West Randolph Street
Suite 11-500
Chicago, IL 60601

John J. Kim
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Special Assistant Attorney General
Division of Legal Counsel
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Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
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Springfield, IL 62796-9274


Curtis W. Martin, Attorney for
Petitioner, William Breuer