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OCT 13 2006

**ESG WATTS, INC.,**  
Petitioner,

**VS.**

**ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,**  
Respondent.

**STATE OF ILLINOIS**  
**Pollution Control Board**

**PCB No. 06-06  
(Permit Appeal)**

ORIGINAL

## NOTICE OF FILING


TO: Michelle Ryan  
Division of Legal Counsel  
Illinois EPA  
1021 North Grand Avenue East  
POBox 19276  
Springfield, IL 62794-9276

Carol Webb  
Board Hearing Officer  
Pollution Control Board  
1021 North Grand Avenue East  
POBox 19274  
Springfield, IL 62794-9274

**PLEASE TAKE NOTICE** that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board the following document, true and correct copies of which are herewith served upon you: **DECISION DEADLINE WAIVER**.

Dated: October 10, 2006

Respectfully submitted by,

  
Larry A. Woodward, Attorney

BEFORE THE  
ILLINOIS POLLUTION CONTROL BOARD

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OCT 13 2006

STATE OF ILLINOIS  
Pollution Control Board

**ESG WATTS, INC.,**  
(Taylor Ridge Landfill)  
**an Iowa Corporation,**  
Petitioner,

vs.

**ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,**  
Respondent.

PCB No. 06-06  
(Permit Appeal -- Land)

ORIGINAL

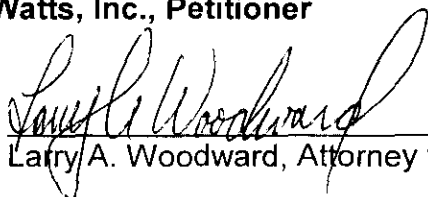
**OPEN DECISION DEADLINE WAIVER**

NOW COMES Petitioner, ESG Watts, Inc., acting by and through its attorney Larry A. Woodward, and pursuant to 35 Ill. Adm. Code §101.308(c)(1) waives the Pollution Control Board's deadline for final action in this matter. In support Petitioner states:

1. The above-captioned permit appeal was filed with the Board on or about July 7, 2005. The permit appeal was taken from the Illinois Environmental Protection Agency's (IEPA's) partial denial of application for closure permit for the Watts Landfill located in Rock Island County, Illinois. The current decision deadline is March 30, 2007.
2. A hearing scheduled for November 8-9, 2006 on the merits has been continued because of planned substitution of Plaintiff's Counsel and so that new counsel may adequately prepare for said hearing.
3. The resetting of the hearing and service of the requisite notices will require additional time extending past the current decision deadline waiver.

Respectfully submitted by,  
**ESG Watts, Inc., Petitioner**

By:

  
Larry A. Woodward, Attorney for Petitioner

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CLERK'S OFFICE

OCT 13 2006

CERTIFICATE OF SERVICE

STATE OF ILLINOIS  
Pollution Control Board

I hereby certify that I did on the 10<sup>th</sup> day of October, 2006, on or before 6:00 p.m. send by First Class Mail, with postage thereon fully prepaid, by depositing in the U.S. mails a true and correct copy of the following instruments entitled NOTICE OF FILING and DECISION DEADLINE WAIVER to the following person addressed as follows:

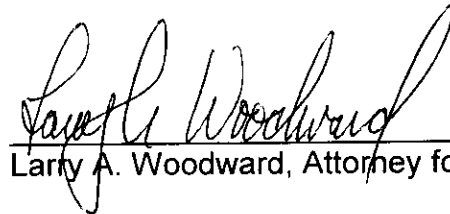
Division of Legal Counsel  
Special Asst Atty General  
Illinois EPA  
1021 North Grand Avenue, E  
Springfield, IL 62794-9276

Carol Webb  
Board Hearing Officer  
Pollution Control Board  
POBox 12974  
1021 North Grand Avenue, E  
Springfield, IL 62794-9274

ORIGINAL

and the original of said foregoing instruments by First Class Mail with postage thereon fully prepaid to the following person addressed as follows:

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



Larry A. Woodward, Attorney for Petitioner

