

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

BUGAIESKI OIL COMPANY, )  
)  
Petitioner, )  
)  
v. )  
)  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
)  
Respondent. )

PCB 09-49  
(LUST Permit Appeal)

**RECEIVED**  
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FEB 18 2009  
STATE OF ILLINOIS  
Pollution Control Board

**NOTICE OF FILING AND PROOF OF SERVICE**

To: Clerk  
Illinois Pollution Control Board  
State of Illinois Center  
100 W. Randolph, Ste. 11-500  
Chicago, IL 60601

Melanie A. Jarvis, Assistant Counsel  
Division of Legal Counsel  
Environmental Protection Agency  
1021 North Grand Avenue East  
PO Box 19276  
Springfield, IL 62794-9276

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board, pursuant to Board Procedural Rule 101.302 (d), a Waiver of Deadline for Decision, a copy of which is herewith served upon the Illinois Environmental Protection Agency.

The undersigned hereby certifies that a true and correct copy of this Notice of Filing, together with a copy of the document described above, were today served upon the Illinois Environmental Protection Agency by enclosing same in an envelope addressed to Melanie A. Jarvis, Assistant Counsel, with postage fully prepaid, and by depositing said envelope in a U.S. Post Office Mailbox in Springfield, Illinois on the \_\_\_\_ day of February, 2009.

Respectfully submitted,  
BUGAIESKI OIL COMPANY,

BY: MOHAN, ALEWELT, PRILLAMAN & ADAMI

BY: \_\_\_\_\_  
Patrick D. Shaw

\_\_\_\_\_  
Fred C. Prillaman

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**WAIVER OF DEADLINE FOR DECISION**

NOW COMES Petitioner, BUGAIESKI OIL COMPANY, by its undersigned attorneys, pursuant to Section 101.308(c)(1) of the Board's Procedural Rules, 35 Ill. Adm. 101.308(c)(1), hereby waives its right to a decision within 180 days of filing, as provided in Section 40(a)(2) of the Illinois Environmental Protection Act (415 ILCS 5/40(a)(2)), provided that such final action be taken by July 16, 2009.

Respectfully submitted,

BUGAIESKI OIL COMPANY, Petitioner,

By: MOHAN, ALEWELT, PRILLAMAN & ADAMI

By: \_\_\_\_\_  
Patrick D. Shaw

By: \_\_\_\_\_  
Fred C. Prillaman

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